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Senate Journal  
of

The following Sessions:

|                 |                  |
|-----------------|------------------|
| Special session | of November 1861 |
| " "             | of March 1862    |
| Regular " "     | of November 1862 |

Journal of the Senate of the special session of the General Assembly of the State of Arkansas which was begun and held at the Capitol in the City of Little Rock on Monday the 4th day of November 1861 and ended on the 18th day of November 1861 in accordance with a proclamation of the Governor, dated 1861.

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Monday November 4th 1861

At 11 O'clock A.M., the President of the Senate to wit; Hon Thomas Fletcher of Arkansas county, Took the chair and called the Senate to order; when the roll was called by John D. Kimball, Secretary at the last session, and the following senators appeared in their seats and answered to their names viz:

John W. Asker from the counties of Union and Columbia.

A. W. Carrigan from the counties of Hempstead Sevier and Lafayette

Green J. Clark from the counties of Scott and Sebastian.

James F. Davis from the counties of Randolph and Green and Craighead

W. Douglas from the counties of Benton and Madison

George W. Leamyne from the counties of Conway Perry and Yell.

Decius McCreery from the counties of White and Jackson.

Leslie Miller from the counties of Crawford and Franklin.

A. A. Pennington from the counties of Clark Polk and Pike.

Simon C. Rossor from the counties of Izard and Van Buren.

Francis A. Terry from the counties of Pulaski and Prairie.

Jackson S. Trimble from the county of

Independence.

Augustus M. Ward from the counties of Johnson and Pope.

Alexander M. Hyatt from the counties of St. Francis and Poinsett.

Mr Pennington presents the credentials of Hon Davidson Cunningham, Senator elect from the counties of Saline, Hot Spring and Montgomery, to fill the vacancy occasioned by the resignation of Hon James F. Fagan; whereupon Mr Cunningham appeared and took his seat.

Hon Joseph H. Dodd, Senator elect from the counties of Marion and Searey, to fill the vacancy occasioned by the resignation of Hon William C. Mitchell also appeared and took his seat.

The President of the Senate then took the oath of office prescribed by the constitution of the state of Arkansas adopted by the state convention on the first day of June A D 1861; which oath was administered by Chief Justice C. H. English.

The roll was then called by the Secretary when all the senators present and answering as aforesaid to their names as aforesaid came forward and took the oath prescribed as aforesaid; which was administered by Chief Justice English.

Mr Askew moved that the Senate go into the election of the following officers to wit: Secretary, Assistant Secretary, Enrolling Secretary and Doorkeeper; which motion prevailed and the President announced that nominations for Secretary were in order.

Whereupon Mr Seymour nominated John D. Kimball; and no other nomination being made the roll was called when it appeared that the following named Senators voted for John D. Kimball to wit:

Messrs Askew, Barrigaw, Clark, Cunningham Davis, Douglas, Dodd, Seymour, McHenry, Miller, Pennington, Ross, Terry, Trimble Ward, Hyatt and Mr President - 17.

Whereupon the President announced that John D. Kimball having received all the votes cast was duly elected Secretary of the Senate.

Mr President announced that nominations for assistant Secretary were in order.

Whereupon Mr Seymour nominated

William H Roper; and no other nominations being made the roll was called when it appeared that the following named Senators voted for William H Roper

Meprs Askeu Carrigan Clark Cunningham  
Davies Good Douglas Lemoyne McCreery Miller  
Pennington Roper Terry Trimble Ward Wynn and  
Mr President - 17

Whereupon the President announced that  
Mr H Roper having received all the votes cast was duly  
elected Assistant Secretary of the Senate

Mr President announced that nominations  
for Door Keeper were in order

Whereupon Mr Lemoyne nominated J. L.  
Berry and no other nominations being made the  
roll was called when it appeared that the following  
named Senators voted for J. L. Berry

Meprs - Askeu Carrigan Clark Cunningham  
Davies Good Douglas Lemoyne McCreery Miller  
Pennington Roper Terry Trimble Ward Wynn  
and Mr President - 17

Whereupon the President announced that  
J. L. Berry having received all the votes cast was duly  
elected Door Keeper of the Senate.

Mr President announced that nominations  
for enrolling Secretary were in order

Whereupon Mr Davies nominated John W  
Woodward and there being no other nominations being  
made the roll was called when it appeared the  
following named Senators voted for John W Woodward

Meprs - Askeu Carrigan Clark Cunningham  
Davies Good Douglas Lemoyne McCreery  
Miller Pennington Roper Terry Trimble ~~Ward~~  
Wynn and Mr President - 17

Whereupon the President announced  
that John W Woodward having received all the  
votes cast was duly elected enrolling Secretary of  
the Senate.

The officers elected then came forward  
took the oath of office prescribed as aforesaid,  
which was administered by the President of the  
Senate, and entered upon the discharge of their  
respective duties.

On motion of Mr Clark the House  
of Representatives were informed, by message, that

the Senate had met, organized, and were ready to proceed to business.

Mr Pennington offered the following resolution, which was laid on the table for the present, to wit:

Resolved That a committee of three be appointed on the part of the Senate to act with such committee as shall be appointed by the House of Representatives to wait on his Excellency the Governor and inform him that the two Houses of the General Assembly are now organized and ready to receive any communication he may desire to make.

Mr Trimble offered the following resolution:

Resolved That the Secretary of State be requested to furnish each member of the Senate with one copy of the ordinances and journals of the state convention, one copy of Goulds Digest and one copy of the acts of the last session and the journals of each house for the previous session.

Which resolution was read and on motion of Mr Davis amended by adding "one copy of the constitution of the Confederate States to each Senator".

The resolution as amended was then adopted.

On motion of Mr Carrigan the Senate took a recess of ten minutes; at the expiration of which the Senate was called to order by the President.

Mr Carrigan offered the following resolution

Resolved That the Secretary of State be requested to furnish each member of the Senate with twenty copies of the Second Report of Dr D D Owen, State Geologist, for distribution.

Read and on motion of Mr Carrigan adopted.

On motion of Mr McCreary the Senate took a recess until 3 o'clock P.M.

At 3 o'clock P.M. the Senate met.

Roll called

Present - Messrs Asker, Carrigan, Clark, Cunningham, Davis, Doan, Douglas, Leary, McCreary, Miller, Pennington, Rosen, Terry, Trimble, Ward, Wymer and Mr President - 17.

On motion of Mr Pennington the resolution proposing a joint committee to wait upon the Governor and inform him of the organization of the two Houses was taken up and adopted.

Mr President appointed as each committee on the part of the Senate Messrs Pennington, LeMayne and McHenry

Mr Ferry gave notice that he would on to-morrow introduce a bill.

Message from the House of Representatives by their clerk:

Mr President

I am instructed to inform your honorable body that a quorum of representatives having appeared and taken their seats the House have elected Hon Bradley Bunch speaker John P. Jones Principal and H. Cuyart assistant clerk, C. B. Blantes Enrolling clerk and Isham ~~H~~ Holt Overkuper and are now ready to proceed to business.

The House have also adopted a resolution appointing a committee to wait on the Governor, in connection with a similar committee on the part of the Senate, and inform him of the organization of the General Assembly, and thus leading to receive any communication he might wish to make

Said committee consist of Messrs Humphreys Dubal, Carroll, Bowden and Hummingway  
John P Jones

Clerk of Ho of Reps.

On motion of Mr Trimble the resolution of the House to raise a joint committee to wait upon the Governor and inform him of the organization of the two houses was concurred in, and the committee appointed under a similar resolution of the Senate instructed to act with the House committee.

On motion of Mr Ferry the Senate adjourned until 8 1/2 o'clock to-morrow morning.

Wm. Fletcher

President

Tuesday November 5 1861

Senate met.

Roll called.

Present— Messrs. Askeu Carrigan Clark Cunningham  
Davies Wood Douglas Lemoyne McCreery Miller Pennington  
Rossow Terry Trimble Ward Wynn and Mr President—

Hon. S. H. Belser Senator from the Counties of  
Irew, Ashley and Chicot appeared and having taken  
the oath prescribed by the Constitution adopted by  
the State Convention on the first of June AD 1861  
took his seat.

The Journal of yesterday was read approved  
and signed.

Mr President laid before the Senate the  
following list of Standing Committees viz;

On the Judiciary— Messrs. Bates, Lemoyne  
Clark Craighhead McColloch Askeu Gray and Belser

On Auditors and Treasurers Books— Messrs  
Trimble Douglas and Ward.

On the Militia— Messrs. McCreery Miller Belser  
Clark and Wood

On Banks— Messrs Lemoyne Rossow McColloch  
Craighhead and Cunningham

On Education— Messrs— Clark, Mecklin, Belser  
Trimble and Wynn

On Internal Improvements— Messrs. Carrigan  
~~Clark~~ Davies Belser Miller Bates Clark Lemoyne  
and Craighhead

On Agriculture— Messrs. Belser McCreery  
Mecklin Trimble and Cunningham.

On Ways and Means— Messrs Rossow Ward  
Pennington Askeu Lemoyne Belser and Clark.

On County and County lines— Messrs  
McColloch, Gray, Wynn and Cunningham.

On Public Roads— Messrs Douglas Miller  
Davies Terry and Wood

On Enrolled Bills— Messrs Clark Ward  
Mecklin Trimble and Gray

On Elections— Messrs. Wynn Craighhead Bates  
McColloch and Douglas.

On Public printing— Messrs Ward Carrigan  
Davies McCreery and Davies, and Rossow

On Penitentiary— Messrs Askeu Belser  
Lemoyne Miller and Cunningham.

On Claims - Messrs Davis Craighead Pennington Douglas Clark and Wood

On Memorials - Messrs Jerry McCreary Gray Atkew and Trimble

On Public Buildings - Messrs Pennington Jerry Mecklin Wason and Carrigan

On Public Expenditures - Messrs Slodd Carrigan Cunningham Belser and Wynn

On Swamp and Overflowed lands - Messrs Mecklin Rapon Craighead Atkew Miller Davis and Pennington.

Mr Miller offered the following Joint Resolution

Resolved by the General Assembly of the State of Arkansas That our Representatives in Congress be requested and our Senators instructed to use their best endeavors to procure the passage of a Law by the Congress of the Confederate States increasing the pay of our brave soldiers who are engaged in the ranks in defence of their Country from the small and inadequate pay of eleven dollars a month to at least fifteen Dollars per month

Resolved further that the Secretary of State be instructed to furnish our said Representatives and Senators with certified copies of this resolution, which was read the first time.

On motion of Mr Davis the rules were suspended the resolution read the second time and took its course under the rules.

Mr Pennington from a select committee made the following report, which was received.  
Mr President

Your committee appointed to wait upon his Excellency Henry M. Rector Governor of the State of Arkansas for the purpose of informing him that the two Houses of the General Assembly were organized and ready to receive any communication he might desire to make have performed that duty and respectfully report that a message from his Excellency will be read to the two Houses in the Hall of the House of Representatives this day at Twelve o'clock Pennington Clerk on part of Senate

S. J. R.  
No 1.

The following message was received from  
The House of Representatives by their clerk  
Mr President

I am instructed to inform your Honor-  
-able Body that The House of Representatives have  
adopted House joint resolution N<sup>o</sup> 2 relative to  
electing Senators to the Congress of the Confederate  
States of America said resolution is herewith  
transmitted for the concurrence of your honorable  
Body which is respectfully asked

John P. Jones clerk  
of House of Reps

On motion of Mr Terry House joint resolution  
N<sup>o</sup> 2 relative to electing Senators to the Congress of  
the Confederate States of America was taken up read  
and on his further motion referred to a select com-  
-mittee of three

Mr President appointed as such committee  
Messrs Popow, Terry, and Wynn

S. B.  
N<sup>o</sup> 1. Mr Davies introduced Senate Bill N<sup>o</sup> 1. to be  
entitled an act to appreciate War Bonds and  
Treasury notes of the State of Arkansas

Which was read the first time

On motion of Mr Davies the rules were  
suspended and the bill read the second time by  
title

On motion of Mr Pennington it was referred  
to the committee on Judiciary

S. B.  
N<sup>o</sup> 2 Mr Terry introduced Senate Bill N<sup>o</sup> 2 to  
be entitled an act Regulating collectors of revenue  
to receive war bonds Confederate notes and Arkansas  
Treasury warrants in payment of County Taxes

Read first time

On motion of Mr Terry the rules were suspended  
The Bill read the second time by title and referred to  
the Committee on Ways and Means

S. B.  
N<sup>o</sup> 3 Mr Trimble introduced Senate Bill N<sup>o</sup> 3 to  
be entitled an act for the relief of Elisha Baxter of  
Independence County

Read first time.

On Motion of Mr Trimble The rules were  
suspended and the bill read the second time by title

On motion of Mr Lemoyne it was referred  
to the committee on Claims

On motion of Mr Pennington The Senate took a recess of 10 minutes -

Senate met -

The following message was received from the House of Representatives by their clerk  
Mr President -

I am instructed to inform your honorable body that the House of Representatives are now ready to receive the Senate in joint convention for the purpose of receiving the message of his excellency the Governor.

John Jones Clerk  
House of Reps

On motion of Mr Rosson The Senate repaired to the Hall of the House of Representatives; and there being seated the roll of the Senate was called by order of the President when the following Senators answered to their names

~~Messrs Belser Carrigan Clark Jones~~

Messrs - Askew Belser Carrigan Clark Cunningham Davies Dodd Lemoyne Webbery Miller Pennington Rosson Terry Trimble Ward Wyman and Mr President - 17

The roll of the House of Representatives was then called by order of the Speaker of the House of Representatives and it appearing that there was a quorum of both Houses present, the President announced that the Convention was ready to receive the message of the Governor when W M Matheny Esq., appeared and read the same to wit;

After the reading of the message, the Senate returned to their chamber.

On motion of Mr Davies five hundred copies of the Governor's message were ordered to be printed for the use of the Senate.

Mr DeLoach announced the death of Hon L. P. McAlexander Senator from the counties of Fulton and Lawrence, and after submitting remarks upon the patriotism, bravery and virtues of the deceased offered the following resolution:

Whereas, Hon L. P. McAlexander an estimable member of this Senate was killed in the battle of Oak Hills near Springfield Mo while at the head of his company bravely leading them to victory

Therefore Resolved that in the death of Hon L. P. McAlexander the State has lost a worthy and estimable citizen the Senate a useful and efficient member and the Army a brave and patriotic officer

Resolved that we must heartily sympathize with the Widow and relatives of our deceased Brother Senator in their bereavements. That as a testimonial of our high regard for the deceased and our appreciation of his services as a member of this body and as a volunteer Soldier who was among the first to offer up his life upon his Country's altar for his Country's sake we will wear the usual badge of mourning for thirty days

Resolved that these resolutions be entered upon the Journal and a copy of them transmitted to the widow of the deceased and that all further business of the Senate be suspended for the day

On motion of Mr Corrigan the resolution were unanimously adopted

On motion of Mr Atkew the Senate adjourned till 9 o'clock tomorrow morning

Wm. J. Fletcher  
President

Wednesday Nov 6<sup>th</sup> A.D. 1861.

Senate met

Roll called

Present— Messrs. Askeo, Belser, Carrigan, Clark, Cunningham, Davies, Dood, Douglas, McCreary, Miller Pennington Roper, Terry Trumble, Ward, Wynn and Mr President—17

Hon A H Bates Senator from the Counties of Phillips and Monroe and Hon. L. Gray from the Counties of Dallas and Bradley both appeared and having taken the oath prescribed by the Constitution adopted by the Convention on the first day of June A.D. 1861 and took their seats

The journal of yesterday was read approved and signed.

On motion of Mr Bates leave of absence was granted to Mr Terry for an hour.

Mr Davies offered the following resolution

Resolved that a committee of two ~~be~~ on the part of the Senate to act jointly with a committee on the part of the House be appointed to confer with the officers of the Cairo & Fulton Railroad Company and the Commissioners now charged with the sale of the lands of said Company and ascertain upon what terms they are willing to relinquish to the State all the right title interest and claims they <sup>may</sup> have to said lands.

Which was read and on motion of ~~Mr Davies~~ ~~adopted~~ Mr Clark referred to committee on judiciary

Message from the House of representatives by their clerk

Mr President

I am instructed to inform your honorable body that the House of representatives have adopted the following House joint resolutions

No 4 Relative to instructing our Senators and ~~requesting our~~ Representatives to use their endeavor to procure the passage of a bill decreasing the wages of officers and increasing that of the private soldiers in the Confederate service

No 3 Relative to our Senators and Representatives using their endeavors to obtain a proposed mail route from Walden in Scott County to Fort Smith in Sebastian County

The House of Representatives have passed the following House bills

17

No 5 Entitled an act changing the time of holding the circuit Courts of 6<sup>th</sup> Judicial Circuit

No 8 Entitled an act to change and regulate the time of holding the circuit Courts in the 3<sup>d</sup> Judicial Circuit in the State of Arkansas

All of which are herewith transmitted for concurrence and assent of your honorable body, which is respectfully asked

John Jones clerk  
House of Reps

Mr Trimble offered the following resolution

Resolved That the Editors of the different newspapers of this City (or their reporters) be <sup>invited</sup> ~~permitted~~ to seats ~~at~~ within the bar of the Senate for the purpose of taking such notes of its proceedings as they may think proper to publish

An motion of Mr Rosson the word "invited" in the third line was stricken out and the word "permitted" inserted in lieu thereof

The resolution as amended was then adopted

Mr Rosson from the select Committee to whom was referred House Resolution fixing the day for the election of Senators to represent this State in the Congress of the Confederate States reported the following amendment to said resolutions

Strike out all after the enacting clause and insert the following, That both Houses of the General Assembly meet in joint Convention in the Hall of the House of Representatives on Saturday the 9<sup>th</sup> Instant at 11 O'clock for the purpose of electing two Senators to represent the State of Arkansas in the Congress of the Confederate States of America

Mr Leary moved to amend the amendment by striking out Saturday and inserting Monday which motion was lost

The amendment reported by the Committee was then adopted and resolution as amended concurred in

Mr Clark introduced Senate Bill No 4 Entitled an act to confiscate certain debts due the Government of the United States

Read first time

On motion of Mr Clark the rules were suspended and the bill read the second time by title and referred to the committee on Judiciary.

S B  
No 3-

Mr Wynn introduced Senate Bill No 5 to be entitled an act to repeal all state laws that prohibit the circulation of Bank bills of any denomination.

Read first time

On motion of Mr Carrigan the rules were suspended and the bill read the second time by title.

On motion of Mr Lemoyne it was referred to the Committee on Banks.

House Joint Resolution No 3 for a sum of money two horse coach mail route from Waldron in Scott County to Ft Smith in Sebastian County was taken up, read and on motion of Mr Clark concurred in by the Senate.

House Joint Resolution No 4 instructing our Senators and requesting our Representatives to use their influence to have the pay of officers in the Confederate States Service increased and the pay of private soldiers increased, was taken up and on motion of Mr Oates referred to the committee on Militia.

House bill No 5 entitled an act changing the times for holding the Circuit Courts of the Sixth Judicial Circuit of this state, was taken up and read the first time.

On motion of Mr Askew the rules were suspended and the bill read the second time by title and at the request of Mr Pennington took its course under the rules.

House bill No 8 entitled an act to change and regulate the time of holding the Circuit Courts in the third Judicial Circuit in the State of Arkansas was taken up and read the first time.

On motion of Mr Davis the rules were suspended and the bill read the second time by title and referred to the committee on Judiciary.

Mr Carrigan offered the following resolution: Resolved: That the President of the Senate appoint a committee on Military affairs and expenditures and so much of the Governor's message as refers to these subjects be referred to such committee.

Which resolution was read and on motion of Mr Carrigan adopted, whereupon the President appointed

Messrs Carrigan, Clark and Trimble such committee

Mr Clark offered the following resolution

Resolved that so much of the Governor's message as relates to revenue, state and confederation, be referred to the committee on ways and means.

Read and adopted.

On motion of Mr Oates the Senate took a recess until 3 o'clock P. M.

At 3 o'clock P. M. the Senate was called to order by Mr Clark and on his motion Mr Oates was called to the chair.

Roll called

Present - Messrs Askeu Carrigan Clark Cunningham Dodd Douglas McCreery Miller Oates Pennington Rossen Trimble Ward and Wynn - 14

There being no quorum present the Senate on motion of Mr Clark adjourned till 9 o'clock tomorrow morning.

J. H. Oates  
President  
Pro Tem

Saturday November 7th 1861

Senate met & being informed that President was indisposed Mr Oates was in motion of Mr Leinoyne desired President pro tem.

Roll called

Present - Messrs Askeu, Belser, Carrigan, Clark Cunningham, Davis, Dodd, Douglas, Lemayne, McCreery, Miller, Oates, Pennington, Rossen, Terry, Trimble, Ward and Wynn - 18

On motion of Mr Clark leave of absence was granted Mr Isray.

The journal of yesterday was read approved and signed.

Reports from Standing committees were in order

Mr Leinoyne ~~made~~ from The Committee on Banks made the following report  
Mr President

The Committee on Banks to whom was referred Senate Bill No 5 entitled an act to repeal all laws prohibiting circulation

of bank bills of any denomination have had the same under consideration and instructed me to report the same back to the senate and recommend its passage

Senoyne chairman Com  
On Banks-

Which report was received and the bill read for information

Mr Asher offered to amend the bill as follows

Amend by adding, And all Laws making it an offence to issue change tickets or any other thing as a currency.

Sec. Be it further enacted that any person or persons who shall hereafter fail on demand to redeem either in the current coin of the Confederate States of America war-bonds issued by the State of Arkansas or Treasury notes shall be deemed guilty of felony and on conviction be imprisoned in the Penitentiary not less than one nor more than two years.

Which amendment was read and after some discussion the bill with the amendments was re-committed to the Committee on Judiciary

Message from the House of Representatives by the clerk

Mr President

I am instructed to inform your honorable body that the House of Representatives have adopted the following joint Resolutions

No 3- Relative to obtaining a mail route from Ark via Huntsville to Bentonville Ark

No 6 Relative to obtaining a stage route from Batesville to Fayetteville Arkansas

The House of Representatives have passed the following House Bills to wit:

No 9 Entitled an act for the relief of W A Alexander as Sheriff and collector of Hemstead County

No 14 Entitled an act supplementary to an act approved January 10<sup>th</sup> 1861 entitled an act to establish separate courts in the County of St Francis

No 15 entitled an act to incorporate the Helena District Agricultural Association

No 18 Entitled an act amending an act incorporating Mt Holy Church in the County of Union approved December 17<sup>th</sup> 1860

No 21 Entitled an act to change the time of holding the circuit courts for the Madison District of the County of St Francis

all of which are herewith transmitted for the assent and concurrence of your Honorable body which is respectfully asked

The House of Representatives have concurred in Senate amendment to House joint Resolution ~~relative~~ relative to the election of Senators on Saturday the 9<sup>th</sup> Instant at 11 o'clock Am

John J Jones Clerk  
House of Reps

House Bills on this first reading were ordered of

House Bill No 9 to be entitled an act for the relief of William A Alexander as Sheriff and collector of the County of Hemet was taken up and read the first time

On motion of Mr Carnegem the rules were suspended the bill read the second time by title and referred to the Committee on Ways and Means

House Bill No 14 entitled an act supplemental to an act approved January 10<sup>th</sup> 1861 Entitled an act to Establish separate Courts in the County of St Francis was taken up and read the first time

On motion of Mr Wynn the rules were twice suspended the bill read the second and third time by title and passed

House Bill No 15 Entitled an act to incorporate the Helena District agricultural Association was taken up and read the first time and took its course under the rules.

House Bill No 18 entitled an act amending an act incorporating Mt Holy Church and Academy in the County of Union approved December 17<sup>th</sup> 1860 was taken up and read the first time

On motion of Mr Askew the rules were suspended and the bill read the second time by title

Mr Roper moved to postpone the bill indefinitely but after some discussion withdrew

his motion and the bill took its course under the rules

House Bill No 21. to be entitled an act to change the time of holding the circuit courts for the Madison District of the County of St Francis was taken up and read the first time

On motion of Mr <sup>Levin</sup> ~~Levin~~ The rules were suspended and the bill read the second time by title

On motion of Mr <sup>Mun</sup> ~~Levin~~ The rules were further suspended the bill read the third time by title and passed on a division 9 voting in the affirmative and 8 in the negative.

Mr Lemoyne on leave introduced the following Resolution

Resolved by the Senate that so much of the Governor's message as refers to the act of Congress granting lands to Arkansas for Railroad purposes and relative to the title of said lands claimed by the Cairo & Fulton Rail Road Company be referred to the committee on Internal Improvement.

Which resolution was read and adopted

House bills on their second reading were ordered up

House Bill No 5 entitled an act changing the times of holding the circuit courts of the sixth judicial circuit was taken up and read for information

On motion of Mr Aikew the bill was read the third time and passed

Joint resolution was ordered up

Senate joint resolution No 1 to increase the pay of soldiers in the ranks from eleven to fifteen dollars per month was taken up and read the third time

Mr Lemoyne called for the Ayes and nays on the adoption of said resolution which call was sustained and ordered with the following result.

Ays- Messrs Belser Carreagan Clark Cunningham Davies. Dodd Servageas Lemoyne McLercery Miller Cates. Pennington Poppon Perry Trimble, Ward and Wynn - 17.

Days - 0

20 The resolution was unanimously adopted

House joint resolution N<sup>o</sup> 5 - Relative to a two Horse Coach mail route from Azark Arkansas via Huntsville Arks to Bentonville Arks

Was taken up and read the first time and took its course under the rules.

House joint resolution N<sup>o</sup> 6 for a four Horse Stage mail route from Batesville to Fayetteville via <sup>Huntsville</sup> Carrollton was taken up and read the first time

On motion of Mr Trimble the rules were suspended and the resolution read the second time and on motion of Mr Rosson Amended by inserting <sup>before</sup> ~~after~~ the word "Carrollton" the words, "via Mt Olive and Yelleville"

On motion of Mr Douglas the resolution was further amended by inserting the word "Huntsville" after ~~Yelleville~~ Carrollton

On motion of Mr Lemoyne it was further amended by adding "and that a four Horse mail route be established from Desare by way of Gardenville to Mt Smith Arkansas" which was amended on motion of Mr Clark by inserting "and Greenwood" after the word "Gardenville";

The Resolution as amended was then concurred in by the Senate

On motion of Mr Lemoyne the Senate adjourned till 9 1/2 O'clock tomorrow morning

J H Bates.  
President

Pro Sec

Friday Nov 8<sup>th</sup> A.D. 1861

Senate met—Mr Bates President Pro Tem in the chair  
Roll called

Present—Messrs—Ashew Belser Carrigan Clark  
Cunningham, Davies, Dodd Douglas Linnogue  
McCreery Miller Bates Pennington Ransom Trimble  
Ward & Wynne.—17

On motion of Mr Carrigan leave of absence  
was granted to Mr Terry

The Journal of yesterday was read approved and  
signed

Reports from standing Committees were in order  
Mr McCreery from The Committee on Militia  
made the following report

Mr President

The Committee on Militia to whom was  
referred House joint Resolution instructing our  
Senators and requesting our Representatives to procure  
a decrease in the pay of officers and increase  
in the pay of private soldiers have had the  
same under consideration but in as much as the  
Senate have adopted a similar resolution the  
same is reported back with the recommendation  
that the Senate refuse to concur therein

McCreery

Chairman

Which report was adopted and the resolu-  
tion thereby rejected

Mr Ransom from The Committee on Ways  
and Means made the following report

Mr President

The Committee on Ways and Means to which  
was referred Senate Bill No 3 Entitled an Act  
Requiring collectors of revenue to receive war bonds  
Confederate notes and Arkansas Treasury warrants  
in payment of County taxes have considered  
the same and instructed me to report the accom-  
panying Substitute in lieu of the original  
Bill and recommend its passage

Ransom  
Chairman

Which Substitute was read and adopted  
in lieu of the original Bill

On motion of Mr Clark the rules

were suspended the substitute read the third time and passed

Message from the House of Representatives by their clerk  
Mr President

I am instructed to inform your honorable body that the House of Representatives has adopted the following House joint Resolution to wit

No 7 Relative to a mail Route from Batesville to Fulton

No 8 Relative to a mail route from Waldron in Scott County to the Chactaw line

No 9 Relative to a mail route from Ft Smith to Rocky Comfort Arkansas

The House of Representatives have passed the following House Bills

No 27 Entitled an act to confer certain powers on the County Court of Crittenden County

No 28 Entitled an act Supplemental to an act to aid the cause of Education in Bradley Prairie & Fulton Counties

No 30 Entitled an act to authorize the County and Probate Judge of Saline County to hold a Special term of the Probate Court of said County and also to change the time of holding the Probate Court of said County

all of which are herewith transmitted for the concurrence and assent of your honorable body which is respectfully asked

John P Jones

Clerk of House of Reps

Mr Lemoyne from the Committee on ~~trans~~ Judiciary made the following Report  
Mr President

The Judiciary Committee to whom was referred Senate ~~Bill~~ Joint Resolution No 2 to raise a joint Committee to confer with officers and Commissioners of Cairo & Fulton Rail Road Company have ~~had the same under consideration~~ upon investigation found like proposition before the Internal Improvement Committee, have report the same back and ask to be discharged from further consideration thereof, Lemoyne ~~Chair~~

Which report was read and adopted and the committee thereby discharged from further consideration of the same

On motion of Mr Lemoyne the resolution was re-committed to the committee on Internal Improvement

Mr Lemoyne further from the committee on Judiciary made the following Report  
Mr President

The Judiciary committee to whom was referred House Bill No 8 Entitled an act to change and regulate the time of holding the Circuit Courts in the Third Judicial Circuit in the State of Arkansas upon consideration requested me to report recommending its passage

Lemoyne Chm<sup>r</sup>

Which report was received and the Bill read for information.

On motion of Mr Jarvis the rules were suspended ~~the~~ Bill read the third time and passed

Mr Lemoyne from same committee read the following report  
Mr President

The Judiciary committee to whom was referred Senate Bill No 4 Entitled an act to Confiscate Certain debts due by the State of Arkansas to the Government of the United States, have had the same under consideration and requested me to report the same back to the Senate and ask to be discharged from the further consideration of the same

Lemoyne Chm<sup>r</sup>

Which report was read and adopted and the committee thereby discharged from further consideration of the bill

The Bill was then on motion of Mr Clark indefinitely postponed

Mr Belser introduced Senate Bill No 6 an act amendatory of the revenue law

Read the first time

On motion of Mr Belser the rules were

S. B.  
No 6

were suspended and the bill read the second time by title

On motion of Mr Trimble it was referred to the committee on judiciary

S.B.  
No 7

Mr ~~Ward~~ introduced Senate Bill No 7 an act in relation to the examination of books and papers of the Auditors and Treasurer offices

Read first time

On motion of Mr Ward the rules were suspended and the bill read the second time by title

On motion of Mr Clark it was referred to the committee on judiciary

S.B.  
No 8.

Mr Pennington introduced Senate Bill No 8 an act for the relief of Newton S Love clerk of Clark County and to legalize the acts of his deputies

Read first time

On motion of Mr Pennington the rules were suspended and the bill read the second time by title

On motion of Mr Rossen it was referred to the committee on judiciary

House Bills on their first reading were ordered up

House Bill No 24 an act to confer certain powers on the County Court of Crittenden County was taken up and read the first time

On motion of Mr Lemoyne the rules were twice suspended the bill read the second and third times by title and passed

House Bill No 28 an act supplemental to an act to aid the cause of education in Bradley Prairie and Linton Counties approved January 19<sup>th</sup> 1861, was taken up and read the first time

On motion of Mr Davies the rules were suspended and the bill read the second time by title

On motion of Mr Rossen it was referred to the committee on Education

House Bill No 30 an act to authorize the County and prolate ~~Court~~ Judge

of Saline County in the State of Arkansas to hold a special term of the probate Court of said County and also to change the time of holding the probate Court of said County.

On motion of Mr Cunningham the rules were suspended the bill read the second time by title.

On motion of Mr Pennington the rules were further suspended the bill read the third time and passed.

House Bills on their second reading were ordered up.

House Bill No 15 An act to incorporate the Helena district agricultural Association was taken up and read the second time when Mr Davies moved to amend the bill by striking out the word "Helena" and insert Madison in lieu thereof.

Mr Carrigan was called to the chair.

On motion of Mr Cates the bill and amendment were referred to the committee on agriculture.

House Bill No 18 an act amending an act incorporating Mt Holly Church and academy in the County of Union approved December 17<sup>th</sup> 1866 was taken up and read the second time.

On motion of Mr Roper it was referred to the committee on judiciary.

House joint resolutions <sup>were</sup> ordered up.

House joint Resolution No 5 for a mail route from Azark via Huntsville to Bentonville was taken up and read the second time.

On motion of Mr Miller the rules were suspended the resolution read the third time and concurred in by the Senate.

House joint Resolution No 7 Relative to a mail route from Catesville to ~~Bentonville~~ <sup>Valer-</sup> was taken up and read first time.

On motion of Mr Trimble the rules were twice suspended the resolution read the second and third times and concurred in by the Senate.

House joint resolution No 8 concerning a mail route from Waldron in Scott County to the Chactaw Lake was taken up and read the first time.

On motion of Mr. Clark the rules were twice suspended the resolution read the second and third time and concurred in by the Senate.

House joint resolution No 9 Relative to a mail route from Ft Smith via Greenwood to Rocky Comfort in Sevier County was taken up and read the first time.

On motion of Mr. Clark the rules were twice suspended the resolution read the second and third times and concurred in by the Senate.

Mr. Ward on leave offered the following resolution -

Resolved That the two houses of the General Assembly of the State of Arkansas will adjourn sine die on Saturday the 16<sup>th</sup> inst.

Which was read when Mr. Belser offered to amend by adding -

Provided said Assembly give the financial relief to the people of Arkansas by that time for which it has been convened.

After some discussion said resolution and amendment were withdrawn.

Mr. Oates, on leave, introduced Senate bill No 9 entitled An act to repeal an ordinance adopted by the State convention May 11, 1861 entitled An ordinance to authorize the levy of a tax for Military & other purposes.

Read first time.

On motion of Mr. Oates, the rules were ~~twice~~ suspended, the bill read the second time by title, and took its course under the rules.

Mr. Oates, on leave, introduced Senate bill No 10 entitled An act to repeal the ordinance creating a Military Board for the State of Arkansas.

Read the first time.

On motion of Mr. Belser the rules were suspended the bill read the second time by title and on motion of Mr. Trimble referred to the committee.

S.B. No 9

S.B. No 10

on Judiciary.

Mr Belser, on leave, offered the following resolution:

Resolved, That a select committee be appointed who shall be instructed to take in consideration the financial condition of the people of Arkansas and to report some measure of relief designed to give to the state a currency calculated to pay at par and answer as a medium of trade for the country.

Which resolution was adopted and Messrs Belser, Sumner and Hyatt appointed as such committee.

On motion of Mr Davis the Senate adjourned until 9 O'clock tomorrow morning.

Thos. Fletcher  
President

Saturday November 9, 1861

The Senate met - Mr President Fletcher in the chair  
Roll called.

Present - Messrs Askew, Belser, Carrigan, Clark, Cunningham, Davis, Dodd, Douglas, McGarry, Miller, Oaks, Pennington, Rosson, Terry, Trimble, Hyatt and Mr President - 17.

Hon R. W. Nicklin, senator from the county of Washington appeared and having taken the oath prescribed by the new state constitution took his seat.

Hon. Isaac S. Thom, senator elect from the counties of Carroll and Newton to fill the vacancy caused by the resignation of Hon St. W. Watkins, appeared, presented his credentials and having taken the oath prescribed by the new state constitution took his seat.

Reports from standing committees read in order.

Mr Davis from the committee on claims made the following report -

Mr President -

The committee on claims to whom was referred Senate Bill N<sup>o</sup> 3, for the relief of Elisha Baxter have had the same under consideration and have instructed me to report the following

Substitute to be entitled any act for the ~~relief~~ benefit of special judges and prosecuting attorneys and recommend its passage

Davis moved

which report was read and received and the substitute also read, and adopted.

After some debate the substitute Bill was on motion of Mr. Douglas referred to the committee on Judiciary

The following message was received from the House of Representatives by their clerk

Mr President

I am instructed to inform your honorable body that the House of Representatives have adopted

House joint Resolution No Relative to furnishing the Supreme Court Decisions to the clerk of the Circuit Courts of Hot-Smith and other districts

The House have passed the following House Bills to wit: No 3 an act to amend the revenue laws of this State

~~No 3 entitled an act to repeal an ordinance of the State Convention entitled an ordinance to authorize the levy of a tax for military and other purposes~~

No 13 Entitled an act to repeal the 2<sup>d</sup> section of an ordinance of the State Convention entitled an ordinance to provide revenue for the state of Arkansas.

No 13 entitled an act to repeal an ordinance of the State Convention entitled an ordinance to authorize the levy of a tax for military and other purposes

No 25 Entitled an act for the relief of Wm Reasoner

No 41 Entitled an act to charter the the Arkansas State Telegraph Company

No 43 entitled an act to amend the road Law of this State as applicable to the Counties of St Francis and Poinsette

No 47 entitled an act to change and amend an act passed at the last session of the General Assembly of the State of Arkansas entitled an act to protect all cards in Chicot County, County which

are subject to overflow approved January 10<sup>th</sup> 1861.

No 48 entitled an act to increase the pay of Associate Justices of the County Court of Scott County

No 51, entitled an act to authorize the clerk of Desha County to make out and transmit to the clerk of the County Court of Drew County a copy of the assessment of all property taxed in that portion of Desha which was attached to the County of Drew by act of 21<sup>st</sup> January, 1861 and for other purposes

No 52 entitled an act to strike out certain words whenever they occur in the laws of this State and insert others in lieu thereof

All of which are herewith transmitted for the concurrence and assent of your honorable body which is respectfully asked

John Jones clerk  
House Reps.

The introduction of bills were in order

Mr Miller introduced Senate Bill No 11  
an act granting Bounty land to the widow or heirs at <sup>pay</sup> of volunteers from the state of Arkansas  
Read first time.

On motion of Mr Miller the rules were suspended & the bill read the second time by title.

On motion of Mr Terry it was referred to the Committee on Judiciary

Mr President laid before the Senate the following communication from the Governor

How Tho. Fletcher

President of the Senate

Executive office  
Little Rock Nov 8<sup>th</sup> 1861

Sir

In my message delivered to your honorable body on the 5<sup>th</sup> inst. I remarked that I found no Bond of the Cairo & Fulton Railroad Company on file in the State Department. I desire now to state that inquiry had been made by my private secretary for that paper whilst I was preparing my message and that it could not then be found by the Secretary of State

Since which by the kindness of Governor E. N. Conway it has been discovered

S.B.  
No 11.

and is on file duly approved by my predecessor

You will much oblige me by communicating this intelligence to the Senate

Very Respectfully  
Your A<sup>ble</sup> Serv<sup>t</sup>  
H M Rector

Which was read and on motion of Mr ordered to be spread upon the Journal

Mr Belser gave the following notice  
Mr President

I give notice that on Thursday next or some day thereafter during the <sup>present</sup> session I will ask leave to introduce a bill chartering four banks in the State of Arkansas one in each Congressional district with the usual Banking privileges and with all proper guards & legal restrictions

S.B. No 12 Mr Davies introduced Senate Bill No 12  
An act for the benefit of persons claiming preemptions on Swamp lands & for other purposes

Read first time

On his motion the rules were suspended the bill read the second time by title and referred to the Committee on Swamp & Overflowed lands

S.B. No 13 Mr Trimble introduced Senate bill No 13  
An act in relation to the jurisdiction of Justices of the Peace

Read first time

On his motion the rules were suspended the bill read the second time by title and referred to the Committee on Judiciary

House Bills on their first reading ordered up

House Bill No 3 an act to amend the <sup>revenue</sup> ~~laws~~ laws of this State so applicable to the Counties of ~~Itasca & Poinsett~~ was taken up and read the first time

On motion of Mr Trimble the rules were suspended and the bill read the second time by title

On motion of Mr Clarke it was referred to the Committee on Ways and Means

House Bill No 13 an act to repeal an ordinance of <sup>the</sup> state convention entitled an ordinance to authorize the levy of a tax for Military and other purposes was taken up and read the first time

An motion of Mr Trimble the rules were suspended the bill read the second time by title and referred to the Committee on Judiciary

House Bill No 14 an act to repeal the second section of an ordinance of the state Convention entitled an ordinance to provide revenue for the State of Arkansas. was taken up and read the first time

An motion of Mr Bates the rules were suspended the bill read the second time by title and referred to the Committee on Ways & Means

House Bill No 25 an act for the relief of Wm Beasner was taken up and read the first time

An motion of Mr Lemoyne the rules were suspended and the bill read the second time by title

An motion of Mr Bates it was referred to the Committee on Ways and Means

House Bill No 41 an act to charter the Arkansas State Telegraph Company was taken up and read the first

An motion of Mr Rosson the rules were suspended the bill read the second time by title and took its course under the rules

House Bill No 43, an act amend the road law of this state as applicable to the Counties of St Francis and Poinsett was taken up and read the first time

An Motion of Mr Wynn the rules were twice suspended the bill read the second first and ~~second~~ <sup>third</sup> times, by title, and passed

An motion of Mr Belser the Senate took a recess of 10 minutes

At 11 o'clock P. M. the Senate met  
 Message from the House of Representatives by their Clerk

Mr President

I am instructed to inform your honorable body that the House of Representatives is now ready to receive ~~you~~ the Senate in joint Convention for the purpose of electing Senators to the Confederate Congress

Jno P Jones clerk  
House Reps

On motion of Mr Carrigan the Senate repaired to the Hall of the House of Representatives and being there seated the roll of the Senate was called by order of the President whereupon the following Senators answered to their names.

Members - Askew Belser Carrigan Clark Cunningham Davies Dodd Douglas Semoyne McCreery Mecklin Miller Bates Pennington Rossan Terry Thorn Trimble Ward Wynn and  
Mr President - 21

The roll of the House was then called by order of the Speaker when 66 members answered to their names.

Whereupon the President announced that the object of the Convention was to elect two Senators to represent the State of Arkansas in the Senate of the Confederate States of America, and stated that nominations were in order.

Mr Humphreys of the House nominated Robt W Johnson  
" Boone " " " Charles B Mitchell  
" Jones " " " James Yell  
" Terry of the Senate " Albert Pike  
" Ward " " A B Burrow

No other nominations being made the rolls were called with the following result on joint Ballot -

For Robt W Johnson 67 votes - 17 in the Senate & 50 in the House

|                   |    |   |    |   |   |   |    |   |   |
|-------------------|----|---|----|---|---|---|----|---|---|
| " Chas B Mitchell | 49 | " | 8  | " | " | " | 41 | " | " |
| " Jas Yell        | 13 | " | 3  | " | " | " | 10 | " | " |
| " Albert Pike     | 31 | " | 10 | " | " | " | 21 | " | " |
| " A B Burrow      | 6  | " | 3  | " | " | " | 3  | " | " |
| " W P Smead       | 1  | " | 1  | " | " | " | 0  | " | " |
| " Mr Louder       | 3  | " | 0  | " | " | " | 3  | " | " |
| " Saffold         | 1  | " | 0  | " | " | " | 1  | " | " |
| " E H English     | 1  | " | 0  | " | " | " | 1  | " | " |

For H F Fairchild one vote in the House

" Mr Miller " " " " "

Those Senators who voted for Robt W Johnson  
are

Meprs - Belser-Carrigan Clark Cunningham  
Davies, Lemoyne, McClerny Miller, Oates Pennington  
Rosson. Terry Thom Trimble Ward Wynn and  
Mr President - 17

Those who voted for Chas B Mitchell are  
Meprs - Carrigan Clark Cunningham Dodd  
Douglas Mecklin Miller and Mr President - 8

Those who voted for James Yell are  
Meprs Askew Belser and Mecklin - 3.

Those who voted for Albert Pike are  
Meprs Davies, Douglas, Lemoyne, McClerny  
Oates, Pennington Rosson, Terry Thom + Wynn  
- 10

Those who voted for A B Burrow are  
Meprs Dodd Trimble and Ward, - 3

Mr Askew voted for H P Smad - 1

Whereupon the President of the Senate  
announced that Robt W Johnson and Charles  
B Mitchell having received a majority of  
all the votes cast was duly and constitutionally  
elected Senators from the State of Arkansas  
to the Congress of the Confederate States of America  
for the term prescribed by the Constitution thereof

The Senate returned to their chamber and  
On motion of Mr Oates adjourned till  
9 O'clock Monday morning

Thos Hatcher.  
President

Monday, Nov 19<sup>th</sup> A D 1861

Senate met.

Roll called.

Present Messrs. Askeo, Belser Carrigan, Clark  
Cunningham, Davies, Flood Douglas Lemmon,  
McCreery, Meekins, Miller, Oates, Remington, Roper, Serry,  
Thorn, Trimble, Ward, Wyman and Mr President - 21.

Hon Paschal S Sigow Senator elect from the  
Counties of Lawrence and Fulton, to fill the vacancy  
caused by the death of Hon J F Mettlevander, appeared  
presented his credentials and having taken the  
oath prescribed by the new state constitution  
took his seat.

Reports from standing committees were in  
order.

Mr Clark from the committee on Education  
made the following report

Mr President

The committee on Education to whom  
was referred House Bill No 38 to be entitled an  
act supplementary to an act to aid the cause  
of Education in Bradley, Praise and Fulton  
Counties have considered the same and have  
instructed me to report the same back to the  
Senate and recommend its passage.

Clark Chairman

Which report was received and the bill  
read the third time and passed.

Mr Roper from the committee on Ways  
and means made the following report

Mr President

The Committee on Ways and Means to  
whom was referred House Bill No 25 for the relief  
of Wm Reasoner have considered the same and  
instructed me to report the same back to the  
Senate and recommend its passage.

Rosson Chairman

Which report was read and received  
and the bill read the third time and passed.

Mr Rosson further from said committee  
made the following report

Mr President

The committee on Ways and means  
to whom was referred House Bill No 9

for the relief of W A Alexander Sheriff of  
Hemstead County have considered the same  
and instruct me to report the same back  
to the Senate with the following Amendment  
and as amended to recommend its passage  
Hopew

Amendment.

Strike out Section two and  
insert the following in lieu thereof.

Be it further enacted that this act  
take effect and be in force whenever the securities  
of the said W A Alexander shall file in the  
office of the Auditor of public accounts their  
written assent under their hands and seals  
to the provisions of this act

Which report was received and

On motion of Mr Corrigan the amend-  
ment was adopted.

On motion of Mr Hopew the bill was read  
the third time and passed

(Message from the House of Representatives  
by the clerk.)

Mr President

I am instructed to inform your honorable  
body that the House of Representatives have  
passed the following House Bills, to wit:

No 57 an act to facilitate the circulation  
of Arkansas War Bonds and Treasury Warrants,

No 4 entitled an act conferring on justices  
of the Peace exclusive original jurisdiction over  
certain misdemeanors

No 24 an act to exempt certain property  
from sale and execution

Which are herewith transmitted for  
the assent of your honorable body which is  
respectfully asked

The House of Representatives have  
refused to concur in Senate amendment to  
House joint Resolution No 6 relative to a mail  
route from Batesville to Haystackville

John P Jones clerk  
of House of Reps

The introduction of bills was in order  
Mr Aiken introduced Senate Bill No 14

S B  
No 14

An act to amend in part an ordinance of State Convention laying off the State into Congressional Districts

Read first time

On his motion the rules were suspended the bill read the second time by title and referred to the Committee on Elections.

S B  
No 15

Mr Carrigan introduced Senate Bill No 15 to be entitled an act to suspend the collection of debts in the State of Arkansas

Read first time.

On his motion the rules were suspended and the bill read the second time by title.

Mr Roper offered to amend the Bill so as to make the provisions thereof apply exclusively to persons in the military service of the State or the Confederate States and to no others whatever

On motion of Mr Bates the bill and amendment was referred to the Committee on Judiciary.

S B  
No 16

Mr Trimble introduced Senate Bill No 16 an act to distribute the second Geological report of Arkansas.

Read first time and on motion of Mr Roper took its course under the rules.

S B  
No 17

Mr Slavis introduced Senate Bill No 17 an act to repeal section 3 of an ordinance to provide for the relief of families of volunteers in actual service in certain cases.

Read first time

On his motion the rules were suspended the bill read the second time by title and referred to the Committee on Militia

S B.  
No 18

Mr Bates introduced Senate Bill No 18 an act to suspend the advertisement and sale of lands for taxes belonging to alien enemies in the State of Arkansas and to protect the interest of the State in the payment of said taxes

Read first time

On his motion the rules were suspended and the bill read the second time by title

On motion of Mr Lemoyne it was referred to the Committee on Judiciary

S B  
No 19

(Mr Thomas introduced Senate Bill No 19  
an act to authorize R C Campbell present  
Sheriff of Carroll County to collect the Taxes in  
said County for the year 1861

Read first time.

On his motion the rules were suspended  
and the bill read the second time by title.

On motion of Mr Trimble it was re-  
ferred to the Committee on Ways and Means

S B  
No 20

Mr Ward introduced Senate Bill No 20  
an act for the relief of persons who made over-  
payments in purchasing lands of the United  
States under the graduation act of 4<sup>th</sup> March 1837

Read first time

On his motion the rules were suspended  
the bill read the second time by title and referred  
to the Committee on Judiciary

Mr Clark offered Senate joint-res-  
olution No 2 to wit:

Resolved: By the General assembly of  
the State of Arkansas That the enumeration of  
the inhabitants of this State shall not be made  
until 1864 and that on that year and every  
four years thereafter such enumerations shall  
be made according to Chapter 27 of Roulles  
Digest

Which was read the first time

On motion of Mr Clark the rules were  
twice suspended the resolution read the second  
and third times and adopted

Mr McCreary on leave offered the following  
resolution:

Resolved That the Senate organize itself  
into a military Company and proceed at once  
to Pittman, Texas to aid in resisting the  
threatened invasion of Arkansas.

Mr Pennington moved to adopt the  
resolution.

Mr Roper offered to amend as follows  
Provided that this resolution shall  
take effect as soon as this General Assembly  
shall have accomplished the objects for  
which it was assembled and none others

Mr Belzer moved to defer the resolution

and amendment to the Special Committee on Military affairs.

Mr Rosson moved to refer to the committee on judiciary.

The reference to the committee on Military affairs was made.

House Bills on their first reading were ordered up.

House bill No 4 to be entitled an act conferring on justices of the Peace exclusive original jurisdiction over certain misdemeanors was taken up and read the first time.

On motion of Mr Davis the rules were suspended the bill read the second time by title and referred to the committee on judiciary.

The page from the House of Representatives by their clerk.

Mr President

I am instructed to inform your honorable body that the House of Representatives have passed accompanying House Bill No 39 Entitled an act amendatory to an act to incorporate the Helena Insurance Company To which the assent of your honorable is respectfully asked.

J P Jones clerk  
of House of Reps

On motion of Mr Arken the name of Mr Sigou was added to the committee on judiciary.

House bill No 94 an act to exempt certain property from sale and execution was taken up and read the first

Mr Bates moved to suspend the rules for the second reading which motion was lost.

Mr Rosson moved the indefinite postponement of the bill which motion was lost and the bill took its course under the rules.

House bill No 47 an act to change and amend an act passed at the last session of the General assembly of the State of Arkansas entitled an act to protect all lands in Chicot County which are subject to overflow approved January 10th 1861 was taken up and <sup>read</sup> ~~referred~~ the first time.

On motion of Mr Baker the rules

were suspended and the bill read the second time by title.

On motion of Mr. Rossom the rules were further suspended the bill read the third time by title and passed.

House Bill No 48 an act to increase the pay of associate justices of the County Court of Scott County, was taken up and read first time.

On motion of Mr. Pennington the rules were suspended the bill read the second time by title and took its course under the rules.

House Bill No 57 an act to authorize the clerk of Desha County to make out and transmit to the clerk of the County Court of Drew County a copy of the assessment of all property taxed in that portion of Desha which was attached to the County of Drew by act of the 31st January 1861 and for other purposes was taken up and read the first time.

On motion of Mr. Belser the rules were twice suspended the bill read the second and third times by title and passed.

The following message was received from the Governor:

# MESSAGE TO THE SENATE.

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EXECUTIVE OFFICE, *Little Rock*,  
November 11th, 1861.)

MR. PRESIDENT:

On the 19th September, at the request of General A. S. Johnston commanding, a proclamation was issued by me for five thousand volunteers, to serve in the Confederate army for twelve months. These men were designed as an auxiliary to Gen. Ben. McCulloch's force.

At Gen. Johnston's further request, communicated to me through Col. Solon Borland, I put forth, on the 30th October, another call for three thousand infantry, two companies of cavalry, and one company of artillery. Little Rock, Dardanelle, Paraclifta, Magnolia and Carrollton, were designated as the points of rendezvous for troops intended for Gen. McCulloch; a regiment to be organized at each point, and when complete to be sworn into the Confederate service, and marched to the headquarters of the General. Five companies have assembled at this place, and organized into a battalion. The regiment at Paraclifta is in a rapid progress for completion; those at Dardanelle and Carrollton, will probably be made, and several companies have been formed at or near Magnolia, being insufficient numbers to constitute a regiment, have been ordered to Little Rock to join the battalion now here, that a full regiment might be organized.

The difficulty in getting men at all has made it necessary to subsist and receive in camp a less number than a full company, (64), in some instances until the remainder could be obtained, and until the regiment could be completed, as it was announced that that could not be accomplished, when, as in the instance cited at Magnolia, the companies which were there were ordered to join others at some other point. The requisition of

Gen. Johnston was for men, with or without arms. So far no arms of consequence have been presented with the men, and the secretary of war, being informed by me of that fact, proposed to send arms as soon as they could be procured. At my request also, tents and camp equipage complete, have been shipped by the Confederate authorities, from Memphis to this point, for the men called. Interrupted navigation, however, has delayed their arrival, in the meantime articles of this character, for immediate use, have been bought by the state, also wagons and teams to supply the necessary transportation.

On the 9th inst., I received from Gen. Johnston the accompanying letter, directing that the troops called be disbanded, unless efficiently armed and equipped. That is, unless so armed as I understand it, as to be fit for immediate and effective service. They are not thus prepared, and would not be if each man had a gun, such as the country supplies. The domestic arms picked up in the country are unfit, without great repairs, for service in the Confederate army, where our people generally contend against superior numbers, using guns of the most improved modern style. A disbandment of all the troops raised, as above referred to, must therefore take place at once. The expense incurred in their subsistence, and for the procurement of transportation will doubtless be paid ultimately by the Confederate States, etc. But from the present insecure condition of our northern frontier, I beg leave to suggest, that it might better subserve the public interests to retain the troops in state service until matters assume a different aspect on our state line.

The withdrawal of troops from Pitman's ferry, leaving northeast Arkansas utterly defenseless, has induced the attack now being made from Ironton, upon that part of the country, and if successfully made, will result most disastrously to Arkansas, and the Confederate States; the latter having an immense amount of property on Black river liable to seizure.

If the federals gain a lodgment upon our soil, how much damage will be done to our citizens and their property before they can be again expelled, no one can tell. If we escape unharmed from the present assault, we shall be continually liable to others, between McCullough's army and the forces, under Col. Borland—there being one hundred and fifty miles of our line exposed to incursion from even small parties of Union men from South Missouri. Our citizens in Carroll, Marion and Fulton counties, are thus kept in a state of alarm and insecurity. Nor is the point of danger of sufficient importance to warrant the Confederate government in keeping up preparations for this local defense. Arkansas owes protection to her people and their property at every point. They rely upon the state authorities for such incidental protection as

becomes necessary in such cases. And I submit, that it is a duty we owe to give it to them.

In view of this state of things, I recommend that a brigade be organized of state troops, from the volunteers now ordered, by Gen. Johnston, to be disbanded, and consisting of two regiments of infantry, a battalion of cavalry, and two companies of artillery. This force to take position midway the northern boundary of the state, and retained there until their presence no longer becomes necessary to afford an ample guarantee for life and property.

If this is not done, repeated exigencies will occur for calling out the militia, which will be attended with much greater cost than the retention of a constant force, well organized, though much smaller in numbers. All this, it may be said, the military board has authority to do now. Admitting that as a legal proposition, still it is desirable and proper, while the General Assembly is in session, that a policy adopting state action for local defence, receive legislative sanction. The border states on the Gulf, Louisiana, Mississippi, etc., are pursuing this course. Their perils are from the sea, ours from the land; the difference affecting no disparity in the precedent. To disband the volunteers now organized, would prove seriously detrimental to the public service. A man once in camp rarely takes service again. If retained, as I suggest, they can be supplied, as suggested in my message sent to the lower house, on Friday last, with domestic arms sufficient for defensive action on the frontier. A copy of Gen. Johnston's letter, above referred to, is herewith most respectfully submitted.

Early action is earnestly requested from the legislature upon the question submitted. The troops will be retained until I am advised in the premises.

HENRY M. RECTOR.

HEAD QUARTERS, WESTERN DEPARTMENT,  
Bowling Green, Ky., Nov'r 3d, 1861.)

To His Excellency, H. M. RECTOR,

*Governor of Arkansas, Little Rock:*

GOVERNOR—Since making my call upon you for troops, of September 23, I have ascertained that the ardor of our people in defence of their rights, has brought so many to our colors, for the war, in the Confederate States, and is bringing so many in Kentucky, that it is neither necessary nor judicious to accept unarmed volunteers for a less period than the war, or three years. Under this state of facts, I beg your Excellency to annul the call, made at my request, for 12 months' men; except such companies, battalions, or regiments, as present themselves efficiently armed and equipped; and to disband all companies and regiments, assembled without arms, and not mustered into service. And, at the same time, I trust you will be pleased to make known to the volunteers my appreciation of their patriotism in coming forward so promptly at your summons.

By my own orders, I will disband all those mustered into service who were raised under the call, and are unarmed, at the different rendezvous. Under the provisions of law, the troops, who have been mustered into the Confederate service, will receive transportation in kind, or by commutation, to their homes; and I will direct my quartermasters to furnish transportation on the railways for all those who have joined the rendezvous, (but who the public interest makes it no longer expedient to receive,) to the point nearest their place of assembling.

I have the honor to be, sir,

your obedient servant,

A. S. JOHNSTON,

*General C. S. A.*

On motion of Mr. Clark said message and letter were referred to the special committee on Military affairs.

On motion of Mr. Cassin one hundred copies of the message and letter were ordered to be printed.

On motion of Mr Ross the Senate adjourned  
until 9 o'clock tomorrow morning.

J. H. Fletcher  
President

Tuesday November 12, 1861

Senate met.

Roll called.

Present Messrs. Askew, Belser, Canigaw, Clark,  
Cunningham, Davis, Dodd, Douglas, Lenoire,  
Ligon, McCreary, Mucklin, Miller, Oats, Pennington,  
Ross, Terry, Thom, Trimble, Ward Hyman and  
Mr President - 22.

The journal of yesterday was read approved and  
signed.

On motion of Mr Clark the names of Messrs  
Lenoire, Thom and Ligon were added to the committee  
on Military affairs and expenditures.

The following message was received from the  
House of Representatives by the clerk -

Mr President -

I am instructed to inform your honorable  
body that the House of representatives have passed the  
following bills to wit -

No 61 Entitled an act for the relief of Richard  
J Stonell of Jefferson County

No 65 Entitled an act to provide for the  
election of a tax assessor and collector in the County  
of Herkstead

No 66 an act to prohibit the sale of ardent  
and vinous spirits within one mile of the Baptist  
Church at Lumburg in the County of Agawam

No 72 Entitled an act to provide for the  
collecting the taxes of Phillips County

No 73 an act to authorize Wm J Bourne  
of Sebastian County to convey certain lands

No 75 an act for the relief of Christopher  
B Logan and Hughley B Logan

No 76 an act to increase the salary  
of the Secretary of State

No 79 an act amendatory of an act entitled an act amendatory of the law concerning schools and school lands in the Counties of Columbia and Prairie Approved January 31 1861

No 83. Entitled an act to authorize the register of the land Office at Little Rock to appoint a deputy

No 84 an act declaring Blackfish Bayou a navigable stream and for other purposes

No 86 an act to facilitate the collection of revenue

Said eleven House Bills are herewith transmitted for the assent of your honorable body which is respectfully asked.

The House of Representatives have adopted a resolution relative to setting apart and observing Friday the 15<sup>th</sup> as a day of Thanksgiving & prayer in accordance with the proclamation of the President of the Confederate States, and appointing a committee in conjunction with a similar committee on the part of the Senate to wait upon some minister and request him to hold services in the Hall of the House

The committee on the part of the House are Messrs Boon Tucker & Stonegan

The concurrence of your honorable body in the resolution is respectfully asked,

John P Jones Clerk  
of the House of Reps.

On motion of Mr Bates House Bill No 72 an act to provide for collecting taxes in Phillips County was taken up and read the first time.

On his further motion the rules were twice suspended the bill read the second and third times by title and passed.

Reports from standing committees were in order.

Mr Rossow from the committee on Ways and Means made the following report  
(Mr President-

The committee on ways and means to whom was referred House Bill No 3 an act to amend the revenue Laws of this State have considered the same and have instructed me to report the same back to the Senate and recommend

its passage

Rosson

Which report was received and on motion of Mr Rosson the bill read the third time and passed  
Message from the House of Representatives by the Clerk

Mr President

I am instructed to inform your honorable body that the House have adopted House joint resolution No 12 relative to adjourning  sine die  on Monday the 18<sup>th</sup> inst which is herewith transmitted for the concurrence of your honorable body which is respectfully asked

John P Jones clerk  
of the House of Reps

Mr Rosson further from the committee on Ways & Means made the following report  
Mr President

The committee on Ways and Means to whom was referred Senate Bill No 19 <sup>entitled</sup> an act to authorize R C. Campbell present Sheriff of Carroll County to collect the taxes in said county for the year 1891 have had the same under consideration and have instructed me to report the same back to the Senate and recommend its passage

Rosson chair

Which report was received and on his motion the bill was read the third time and passed

Mr Rosson further from same committee made the following report

Mr President

The committee on Ways and Means to whom was referred House bill No 17 Entitled an Act to repeal the 2<sup>d</sup> section of an ordinance of the State convention Entitled an Ordinance to provide revenue for the State of Arkansas have considered the same and with the following amendment recommended its passage

Rosson chairman

Amendment Provided that nothing contained in this act shall be so construed as to repeal the provisions in said second section which make money on hand subject to taxation

Mr Lemoyne offered to amend the amendment by adding, "and that all State and County revenue may be paid in war bonds of this State Confederate bonds Arkansas and Confederate Treasury notes

On motion of Mr Oates the bill and amendments were referred to the Committee on Judiciary

Mr Clark from the Judiciary Committee presented the following report -

Mr President -

The Committee on Judiciary to whom was referred Senate Bill No 3 to be entitled an act for the relief of special Judges and Prosecuting Attorneys have had the same under consideration and have instructed me to report the same back to the Senate and recommend its passage.

Oates Chairman

Which report was received and on motion of Mr Clark the bill was read the third time and passed.

Mr Mecklin from the Committee on Swamp and overflowed lands to whom was referred Senate Bill No 12 entitled an act for the benefit of persons claiming presumptions on swamp lands and for other purposes have had the same under consideration and after striking out the 2<sup>d</sup> section report the same back to the Senate and recommended its passage.

Robt W Mecklin  
Chairman

Which was adopted and on motion of Mr Mecklin the bill was read the third time and passed.

The introduction of bills were in order

S<sup>d</sup> B. (Mr Davis introduced Senate Bill No 21, an act concerning clerk hire of the State Treasury's office and for other purposes

(Read the first time,

On motion of Mr Davis the rules were suspended and the bill read the second by title

Mr Oates offered to amend by adding the words "Treasury warrants" after bonds in the second section.

The Bill and amendments were on motion of Mr Oates referred to the Committee on ~~Judiciary~~ Ways and Means.

S. B.  
No 22

Mr Sigou introduced Senate Bill No 22,  
Entitled an act for the relief of certain persons  
engaged in the Military service of the State of  
Arkansas of the Confederate States and their security.  
Read the first time

On his motion the rules were suspended  
The bill read the second time by title and referred to  
the committee on Military affairs.

S. B.  
No 23

Mr Askeu introduced Senate Bill No 23,  
an act providing for the election of a tax collector  
in Columbia County

Read the first time

On his motion the rules were twice suspended  
the bill read the second and third times by title and  
passed

S. B.  
No 24

Mr Belser introduced Senate Bill No 24  
an act to incorporate the Ft Smith Ouachita  
Helena and Cotton Banks of Arkansas

Read the first time

On motion of Mr Roper it was referred to  
the committee of the whole and made the special  
order for 10 o'clock A. M. Thursday and

On his further motion one hundred  
copies ordered to be printed.

Mr Terry on leave offered the following resolu-  
tion

Resolved That the Secretary shall officially  
be required forthwith to dispatch to the Secretary of  
War at Richmond that Gen Johnston has ordered  
the disbandment of the volunteers in this State

That the State is menaced in two quarters by our  
enemy and that he be requested withdraw or modify  
the order of disbandment as aforesaid,

which was read and on motion of Mr  
Lemoigne adopted

House Bills on their first reading were  
ordered up

House Bill No 52, an act to strike out  
certain words wherever they occur in the laws of this  
State and insert others in lieu thereof was taken up  
and read the first time

On motion of Mr Dunnington  
the rules were suspended and the bill  
read the second time by title

On motion of Mr Trimble the rules were further suspended the bill read the third time by title and passed.

House Bill No 59 an act amendatory to an act to incorporate the Helena Insurance Company was taken up and read the first time.

On motion of Mr ~~Atter~~<sup>Gates</sup> the rules were twice suspended the bill read the second and third times by title and passed.

House Bill No 60 an act to facilitate the circulation of Arkansas war bonds Treasury warrants was taken up and read the first time.

On motion of Mr Lemoyne the rules were suspended and the bill read the second time by title.

On motion of Mr Gates it was referred to the committee on Judiciary.

Mr Carrigan was called to the chair.

House Bill No 61 to be entitled an act for the relief of Richard D Stonell of Jefferson County was taken up and read the first time.

On motion of Mr President the rules were suspended and the bill read the second time by title.

Mr President moved a further suspension of the rules which motion was lost and thereupon on his motion it was referred to the committee on Judiciary.

Mr President resumed the chair.

House Bill No 62 an act to provide for the election of a Tax assessor and collector in the County of Hemsted was taken up and read the first time.

On motion of Mr Carrigan the rules were twice suspended the bill read the second and third times by title and passed.

House Bill No 63 an act to prohibit the sale of ardent spirits within one mile of the Baptist Church at Lunenburg in the County of Izard was taken up and read the first time.

Mr Rossom moved to suspend the rules for a second reading.

Mr McCreary objected and on his motion the bill was indefinitely postponed.

House Bill No 73 an act to authorize William J Bourn of Sebastian County to convey certain lands was taken up and read the first time

On motion of Mr Clark the rules were suspended the bill read the second time by title and referred to the Committee on Judiciary

House Bill No 75 an act for the relief of Christopher C Logan and Hughey A Logan was taken up and read the first time

On motion of Mr Ward the rules were suspended the bill read the second time by title and referred to the Committee on Judiciary

House Bill No 76 an act to increase the salary of the Secretary of State was taken up and read the first time

On motion of Mr McCreery the rules were suspended and the bill read the second time by title and

On motion of Mr Bates it was referred to the Committee on Ways and Means

House Bill No 79 an act amendatory of an act entitled an act amendatory of the law concerning schools and school lands in the Counties of Columbia and Prairie approved January 21st 1861. was taken up and read the first time

On motion of Mr Arken the rules were twice suspended and the bill read the second and third times by title and passed

House Bill No 83 an act to authorize the register of the land office at Little Rock Ark to appoint a deputy was taken up and read the first time

On motion of Mr Ward the rules were twice suspended the bill read the second and third times by title and passed

House Bill No 84 an act declaring Blackfish Bayou a navigable stream and for other purposes was taken up and read the first time

On motion of Mr Wynne the rules were suspended the bill read the second time by title and referred to the Committee on Internal Improvement

House Bill No 86 An act to facilitate the collection of revenue was taken up and read the first time

On motion of Mr Askeu the bill was indefinitely postponed

On motion of Mr Roper the Senate adjourned until 9 o'clock tomorrow morning

Thos Fletcher  
President

Wednesday November 13, 1861  
The Senate met.

Roll called.

Present— Messrs Askeu, Belser, Carrigan, Clark, Cunningham, Davis, Dodd, Douglas, Leavoy, Ligon, McGrew, Nicklin, Miller, Oates, Pennington, Ross, Tomy, Thom, Trimble, Ward, Wyman and Mr President— 22

The journal of yesterday was read approved and signed.

Petitions and memorials were in order.

Mr Miller presented the petition of Elizabeth H. Brutchfield representing that her late husband Maj. Peter F. Brutchfield departed this life on the 12<sup>th</sup> of January 1861 leaving in the office of assistant Treasurer of the U. S. near one hundred thousand dollars in specie which the convention by ordinance had required the securities of said Brutchfield to turn over to the state without making payment for the necessary expenses incurred in holding the same &c.

Which petition was read and a motion of Mr Miller referred to the committee on memorials

~~The~~ Leavoy presented the petition of numerous citizens in behalf of Robert Hamilton representing that the said Hamilton was badly afflicted, was in the decline of life and had fought in the battles of his country, that he is a soldier upon 80 acres of the body of land known as the Cherokee Reserve now advertised for sale under an ordinance of the convention and praying the General Assembly to pass an act giving said Hamilton the privilege of entering said 80 acres

at one dollar and twenty five cents per acre.

Which petition was read and on motion of Mr Seymour referred to the committee on memorial.

On motion of Mr Ward the vote of yesterday respecting House Bill No 86 to be entitled an act to facilitate the collection of revenue was reconsidered;

on his further motion said bill was read the second time and referred to the committee on Ways and Means.

Reports from standing committees were in order.

Mr McCreery from the committee on the Militia made the following report.

Mr President-

The committee on the Militia to whom was referred Senate Bill No 17, an act to repeal section three of an ordinance to provide for the relief of families of volunteers in actual service in certain cases, have had the same under consideration and have instructed me to report the same back to the Senate and recommend its passage.

Which report was received and on motion of Mr Davies the bill was read the third time and passed.

Message from the House of Representatives by the clerk

Mr President

I am instructed to inform your honorable body that the House of Representatives have passed the following House Bills, to wit:-

No 7 an act to amend an ordinance regulating sales on execution and trusts

No 40 an act defining the duties of the Auditor in relation to lands of the State

No 45 an act to suspend the application of certain limitations laws during the present war.

No 12 an act to repeal an ordinance of the State Convention creating a military board for the State of Arkansas.

No 38 an act for the benefit of actual settlers on the tract of land known as the Cherokee Reserve in Pope County Arkansas

No 87 an act making certain appropriations for the current fiscal year

No 80 an act in relation to the Marine

Hospital at Napoleon in Jeska County.

No 10 an act to repeal an act entitled an act to prevent the people from being defrauded with Bank paper and for other purposes.

No 50 an act for the relief of citizens of this State who own land warrants and for other purposes.

No 69 an act for the relief of Richard C. Thomson late Sheriff of and collection of the County of Jefferson.

No 91 an act to provide for the payment of the war tax imposed by act of the Provisional Congress of the Confederate States August 19<sup>th</sup> 1861 and for other purposes.

No 49 an act for the relief of the people of Arkansas.

No 46 an act to provide for the issuance of Treasury warrants of small denomination and for redemption of Arkansas war bonds.

No 63 an act for the relief of certain Volunteer Companies of Carroll County.

No 58 an act for the relief Duncan S. Morris of Arkansas County.

No 71 an act to pay the expenses of the last illness and funeral of Hon Thomas Rains of Newton County.

Which are herewith transmitted for the assent of your honorable body.

The House have adopted House joint resolution No 12 making an appropriation to pay James H. Reed one hundred and sixty five dollars for the arrest of A. J. Barker.

House joint Resolution No 14 Relative to procuring the passage of a law authorizing the reception of War bonds for the purchase of confiscated property which are also transmitted for the concurrence of your honorable body, which is respectfully asked.

John T. Jones Clerk  
of House of Reps.

Mr Bates from the Committee on Judiciary made the following report—  
Mr President,

The Judiciary Committee to whom was referred House Bill No 17 an act to repeal the second section of an ordinance of the State Convention.

entitled an ordinance to provide revenue for the State of Arkansas together with two amendments have had the same under consideration and have instructed me to report the same back to the Senate and recommend the adoption of the following amendments as amended to recommend the passage of the bill.

Amendment 1<sup>st</sup> Strike out the words levying & Collecting Taxes in the 1<sup>st</sup> & 2<sup>d</sup> line of Section 2 and insert in lieu thereof the words "rates of Taxation"

Amendment 2<sup>d</sup> Insert at the close of 1<sup>st</sup> Sec the following Proviso - provided that nothing contained in this act shall be so construed as to repeal the provisions in said second section which make money on hand subject to Taxation

Bates Chairman

Which report was received and on motion of Mr Bates the first amendment was adopted,

On his further motion the second amendment was also adopted, and the bill read the third time as amended by title and passed.

Message from the House of Representatives by the Clerk

Mr President

I am instructed by the House of Representatives to request the return of House Bill No 12 an act to repeal the ordinance creating a Military board for the State of Arkansas.

John T Jones Clerk  
of the House of Reps

On motion of Mr Bates the request of the House was granted and the Secretary instructed to return the bill.

Mr Bates, from the Judiciary Committee made the following report:

Mr President

The Judiciary Committee to which was referred House Bill No 13, an act to repeal an ordinance of the State Convention entitled an ordinance to authorize the levying of a tax for Military and other purposes have considered the same and have instructed me to report the same back to the Senate and recommend its passage.

Bates Chairman

Report received and on motion of Mr Bates the bill was read the third time and passed

Mr Oates further from said Committee made the following report.

Mr President

The Judiciary Committee to whom was referred House Bill No 18 an act amending an act incorporating Mount Holly Church and Academy in the County of Union have considered the same and a majority of said Committee have instructed me to report the same back to the Senate and recommend its rejection.

Oates Chm

Report received. and Mr Oates moved its adoption on which motion Mr Askew called for the Ayes and Nays which call was sustained and ordered with the following result

Ayes— Messrs— Clark Davis Dodd Douglas Lemoyne Ligon McCreary Mecklin Miller Oates Rossou Terry and Mr President. — 13.

Nays— Messrs— Askew Belser Carrigan Cunningham Pennington Thorn Trimble Ward and Wynn— 8

So the report was adopted and the Bill thereby rejected

Mr Oates further from the Committee on Judiciary made the following report.

Mr President

The Judiciary Committee to which was referred Senate bill No 8 an act for the relief of Newton S Love Clerk of Clark County and to legalize the acts of & his deputies— have considered the same and instructed me to report the same back to the Senate with the following amendment and as amended to recommend its passage

Amendment Strike out the word "Now" in the 3<sup>d</sup> line of 1<sup>st</sup> Section and insert "on or before the 1<sup>st</sup> day of January next" Oates Chm

Which report was received and on motion of Mr Oates the amendment was adopted.

On his further motion the bill was read the third time and passed, as amended.

Mr Oates further from the Judiciary Committee made the following report.

Mr President

The Judiciary Committee to whom was referred Senate Bill No 11 an act granting bounty lands to the widow or heir at law

of volunteers from the State of Arkansas ask leave to report that whilst they are willing to do any thing they reasonable can for the widows and heirs of the deceased soldiers they cannot forget that the lands of the State by ordinance of the State Convention are pledged for the redemption of the war bonds of the State

Your Committee for the above reasons if for none other recommend the rejection of the bill

Oates Chairman

Which report was received and on motion of Mr Oates adopted and the bill thereby rejected

Mr Oates further from said Committee made the following report,

Mr President

The Judiciary Committee to which was referred "House Bill No 61 entitled an act for the relief of R J Stonell of Jefferson County have considered the same and have instructed me to report said Bill back to the Senate and recommend its rejection

Oates Chm

Which report was received and on motion of Mr Oates adopted and the bill thereby rejected.

Mr Oates asked an obtained leave of absence for Mr Terry

Mr Oates further from the Judiciary Committee made the following report,

Mr President

The Judiciary Committee to which was referred "House Bill No 75 an act for the relief of Christopher C Logan and Huger A Logan" have had the same under consideration and have instructed me to report the same back to the Senate and recommend its rejection.

Oates Chm

Which report was received and on motion of Mr Carrigan adopted and the bill thereby rejected.

Mr Oates further from the Committee on Judiciary made the following report.

Mr President

The Judiciary Committee to whom was referred Senate Bill No 13 an act in relation to the jurisdiction of justices of the peace have considered the same and for the reasons that

There is a House Bill embracing the same objects also before the Committee, your Committee ask to be discharged from its further consideration of the

Oates Clerk

Which report was on motion of Mr Oates adopted and the Committee thereby discharged

Mr Oates further from the Judiciary Committee made the following report

Mr President-

The Judiciary Committee to which was referred Senate Bill No 20 an act for the relief of persons who made over payment in purchasing lands of the United States under the graduation act of 4<sup>th</sup> March 1854 have considered the same and recommend its rejection

Oates Clerk

Which report was received and on motion of Mr Oates adopted and the bill thereby rejected

Mr Oates further from the Judiciary Committee made the following report

Mr President-

The Committee on Judiciary to whom was referred Senate Bill No 18 an act to suspend advertisement and sale of lands for taxes belonging to alien enemies in the State of Arkansas and to protect interest of the State in the payment of said taxes have considered the same and have instructed me to report the same back to the Senate and recommend its passage

Oates Clerk

Which report was received and on motion of Mr Oates the bill was read the third time and passed

Message from the House of Representatives by the Clerk

Mr President

I am instructed to inform your honorable body that the House have passed House Bill No 12 an act to repeal an ordinance of the State Convention creating a military board for the State of Arkansas which is herewith transmitted for the assent of your honorable body which is respectfully asked,

John Rogers Clerk of House

Mr Carrigan made the following report  
Mr President,

The Committee on military affairs to which was referred Senate Bill No 23 an act for the relief of certain persons engaged in the military service of the State of Arkansas and of the of the Confederate States and their securities have had the same under consideration and have instructed me to report it back to the senate and recommend its passage.

Carrigan Chairman

Which report was received and on motion of Mr Carrigan the bill read the third time and passed

Mr Wynn from the Committee on elections made the following report:

Mr President

The Committee to whom was referred senate bill No 7 entitled an act to amend in part the ordinance of the state Convention laying off the state into Congressional Districts having had the same under consideration have instructed me to report the same back to the senate and recommend its passage

A M Wynn Chairman

Which report was received and at the request of Mr Askeu the bill was postponed for the present

Mr Rosson from the Committee on Ways and Means made the following report:

Mr President

The Committee on Ways and Means to which was referred House bill No 16 an act to increase the salary of the Secretary of State have considered the same and in view of the embarrassed condition of the finances of the state respectfully submit that it is ~~unwise~~ wise to increase the salaries of state officers at the present session

Rosson Mr

Report received and Mr Rosson moved its adoption on which motion Mr Douglas called for the yeas and nays which call being sustained was ordered with the following result:

Yeas - Messrs Askeu, Carrigan Cunningham Davis Dodd Douglas Mecklin Bates Pennington Rosson Thorn ~~Young~~ Trimble and Ward - 13

May - Messrs - Belser Clark Lemoyne Sigon  
McGreeny Miller, Wynn and Mr President 8,

So the report was adopted and the bill thereby  
rejected

The introduction of bills was in order

S. B.  
No 23

Mr Pennington introduced Senate Bill No 23  
an act to abolish certain offices in the State Govern-  
ment of Arkansas.

Read first time

on his motion the rules were suspended and  
the bill read the second time by title

Mr Askeu offered to amend by an  
additional section to wit:

See Be it further enacted that the <sup>several</sup> offices  
of Register and receiver in this State be and the same  
is hereby abolished and it is hereby made the duty of  
the several Swamp Land agents in this State to discharge  
all the duties now incumbent on said Registrars and  
Receivers and it is hereby made their duty severally  
to turn over to said Swamp Land agents all Books  
papers names and all things else pertaining to their  
Several offices,

Which amendment was read and on motion  
of Mr Clark adopted.

On motion of Mr Lemoyne the Bill as  
amended was referred to the Committee on Ways and  
Means.

Mr Askeu at the request of Mr Lemoyne moved  
to reconsider the vote respecting House Bill No 76 an act  
to increase the salary of the Secretary of State, which  
motion was lost.

S B  
No 26. Mr Carrigan introduced Senate Bill No 26  
an act to incorporate the Trustees of the Presbyterian  
Church of Marlbrook Hemstead County Arkansas

Read first time

On his motion the rules were twice suspended  
the bill read the second and third times by title and  
passed.

S B  
No. 27

Mr Bates introduced Senate Bill No 27  
an act to consolidate the school funds of and  
unite Townships five North of Range nine East  
and Townships six North of Range nine in  
Crittenden County in one school district

Read first time

On his motion the rules were suspended the bill read the second time by title and referred to the committee Education

On motion of Mr Rosson House Bill No 91 an act to provide for the payment of the war tax imposed by act of the Provisional Congress of the Confederate States approved August 19<sup>th</sup> 1861 and for other purposes, was taken up and read the first time,

On his motion the rules were suspended the bill read the second time by title and referred to the Committee on Judiciary

House Bills on their first reading were ordered up

House Bill No 7 an act to amend an ordinance regulating sales on execution and trusts was taken up and read the first time and took its course under the rules,

House Bill No 10 an act to repeal an act entitled an act to prevent the people from being defrauded with Bank paper and for other purposes was taken up read the first time and took its course under the rules

House Bill No 11 an act to repeal an ordinance of the State Convention creating a military board for the State of Arkansas was taken up and read the first time.

On motion of Mr Clark the rules were suspended the bill read the second time by title and ~~passed~~ referred to the Committee on Judiciary

House Joint Resolution No 12 making an appropriation to James H Reed one hundred and sixty five dollars for the arrest of A J Barker, was taken up and read the first time,

On motion of Mr Clark the rules were suspended the resolution read the second time and referred to the Committee on Claims,

House Bill No 38 an act for the benefit of actual settlers on the tract of land known as Cherokee Reserve in Pope County was taken up and referred read the first time

On motion of Mr Ward the rules were suspended the bill read the second time by title and referred to the Committee on Claims,

House Bill No 40 ~~was taken up and read~~  
~~the first time~~ An act defining the duties of the  
 Auditor in relations to lands of the State was taken  
 up and read the first time

On motion of Mr Clark it was rejected  
 House Bill No 45 an act to suspend the  
 application certain limitations laws during the  
 present war was taken up and read the first time

On motion of Mr Pennington the rules  
 were suspended the bill read the second time by title  
 and referred to the Committee on Judiciary

House Bill No 46 an act to provide  
 for the issuance of treasury warrants of small  
 denomination and for the redemption of Arkansas  
 war bonds was taken up and read the first time

On motion of Mr Pennington the rules  
 were suspended and the Bill read the second  
 time by title.

On motion of Mr Clark it was  
 referred to the Committee on Judiciary

On motion of Mr Clark House Bill  
 No 41 an act to charter the Arkansas State  
 Telegraph Company was taken up and read for  
 information

Mr Rosson was called to the chair.

On motion of Mr President the bill  
 under consideration was referred to the Committee  
 on Judiciary

On motion of Mr Davies the vote rejecting  
 House Bill No 40 an act defining the duties of  
 the Auditor in relation to lands of the State  
 was reconsidered.

On his further motion the rules were  
 suspended the bill read the second time by title  
 and referred to the Committee on Swamp and  
 Overflowed Lands.

Mr Belser moved to adjourn till 9  
 o'clock tomorrow morning on which motion  
 Mr Bates called for the Ayes and Nays which  
 call was sustained and ordered with the  
 following result,

Yeas - Messrs - Askew Belser Clark  
 Cunningham Good Lemoyne Rosson and  
 Mr President - 8

Stays - Messrs Carrigan Davies Douglas  
Ligon McCreery, Mecklin, Miller Oates, Pennington  
Thom Trimble Ward and Wynne - 13.

So the motion was lost.

Mr Lemoyne moved to adjourn till 10 o'clock  
tomorrow morning which motion was also lost and

Whereupon on motion of Mr Davies the  
Senate took a recess until 6 1/2 o'clock P.M.

At 6 1/2 o'clock ~~the~~ Senate P.M. The Senate  
met

Roll called.

Present - Messrs - Askew, Belser, Carrigan  
Clark, Cunningham, Davies, Dodd, Douglas, Lemoyne,  
Ligon, McCreery, Mecklin, Miller, Oates, Pennington  
Rossen Terry Thom Trimble Ward Wynne and  
Mr President - 21.

Mr Oates from the Judiciary Committee  
made the following report:  
Mr President,

The Judiciary Committee to which was  
referred Senate Bill No 15 entitled an act to  
suspend the collection of debts in the State have  
had the same under consideration and instructed  
me to report a substitute for said Bill and  
to recommend the passage of substitute,

Oates Chairman  
which report was received and the substitute  
Bill, to be entitled an act to suspend the collection  
of debts in this State was read the first time

On motion of Mr Oates the rules were  
suspended and the bill read the second time

Mr Davies moved to commit the bill to  
the committee on ways and means, which motion  
was lost.

On motion of Mr Lemoyne the rules were  
suspended and the bill read the third time by title,  
when Mr Terry called for the yeas and nays on its  
passage, which call was sustained and made with  
the following result:

Yeas - Messrs Askew, Belser, Carrigan  
Clark, Cunningham, Dodd, Lemoyne, McCreery,  
Mecklin, Miller, Oates, Pennington Rossen, Terry  
Thom, Trimble, Ward, Wynne & Mr President - 19.

Says- Messrs Davis and Douglas - 2.  
Mr Douglas asked leave of absence for Mr Ligon when his name was called in account of indisposition  
 So the substitute bill passed.

S. B  
 N<sup>o</sup> 28

Mr Rossan, on leave, introduced Senate bill  
 N<sup>o</sup> 28 to be entitled an act to change in part  
 the Swamp Land laws in relation to preemptions.  
 Read the first time.

On motion of Mr Rossan the rules were  
 suspended the bill read the second time, by title  
 and.

On motion of Mr Linnayne referred to the  
 committee on Swamp and overflowed lands.

Mr Ferry moved that the Senate adjourn  
 until 9 1/2 o'clock tomorrow morning, which motion  
 was lost, and

Thereupon on motion of Mr Davis the  
 Senate adjourned until 9 o'clock tomorrow morning.

J. W. Fletcher  
 President

Thursday Nov 14<sup>th</sup> 1861.

Senate met.

Roll called.

Present- Messrs- Askew Belser, Carrigan Clark  
 Cunningham Davies, Dodd Douglas, Linnayne, Ligon  
 McCreery Mecklin Miller Oates Pennington Rossan  
 Terry Trimble Thorne Ward Wynn and the President- 22.

Journal read, approved and signed.

On motion of Mr Trimble the resolution of the  
 House setting apart Friday next as a day of Thanksgiving  
 in pursuance of the President's proclamation was taken up and  
 read and the question having been stated on its consideration  
 therein the same was decided in the negative.

Mr Ferry offered the following resolution -

Resolved

By the Senate that a committee of three  
 be appointed to wait upon some minister of gospel  
 of the city of Little Rock to open the Senate on  
 tomorrow morning with prayer, it being a day  
 set apart by the President of the Confederate  
 Government therefor.

Which resolution was read and adopted  
 and thereupon ~~appointed~~ Messrs Linnayne  
 Terry and Douglas <sup>were appointed</sup> as such committee.

Mr Mecklin

Message from the House of Representatives  
Mr President

I am instructed to inform your honorable body that the <sup>House</sup> of Representatives have passed the following House Bills to wit:

No 85 an act for the relief of the securities of James C Drennan late Sheriff of Columbia County

No 94 An act to change the time of holding the circuit courts in the 5<sup>th</sup> Judicial Circuit

No 95 an act to amend an ordinance for the relief of such Citizens of the State of Arkansas as may be engaged in the military service of the State of Arkansas or of the Confederate States,

No 96 an act concerning suits still pending in the Supreme Court of the late United States

No 20 an act to amend Chapter 81 Goulden Digest of the Statutes of Arkansas

The House of Representatives adopted a memorial in relation to procuring the passage of a law authorizing the Confederate Government to purchase the entire cotton crops of this State &c

All of which are herewith transmitted for the assent and concurrence of your honorable body which is respectfully asked.

John Jones  
Clerk of House

Mr Mecklin presented the petition of twenty four citizens of Washington in behalf of Joseph Henderson who stands indicted by the Grand Jury of said county for killing in the heat of blood one Deering on the 10th day of May 1839, who is now a soldier &c and praying the passage of an act to remove the disability of said indictment

Which Petition was received and on motion of Mr Mecklin ~~it~~ referred to the Committee on Memorials

Mr Davis offered Senate joint Resolution No 3 to wit:

Resolved that our Senators in the Confederate Congress are hereby instructed and our members are hereby requested to use their influence to procure the passage of an act providing for a triweekly mail route;

S. J. R.  
No 3,

direct from Memphis Tennessee to Gainesville Arkansas by way of Mounsell Prairie Old Town and 8 Mile Creek - one also from Gainesville Arks to Point-Pleasant Missouri by way of the Plunk Road Timberman's Store Browns Ferry & Oak Bluff Also a semi weekly line from Gainesville Arkansas to Jacksonport by way of Walcott and Oak Ridge

which was read the first time.

On motion of Mr Davis the rules were suspended the resolution read the second time and adopted.

Mr President announced the hour set for the Senate to go into consideration of Senate bill No 24 to be entitled An act to incorporate the Fort Smith, Maadine, Hedra and Pine Bluff Cotton banks of Arkansas in committee of the whole.

Whereupon on motion of Mr Oates the Senate was resolved into committee of the whole to consider of said bill - Mr Rossow being called to the Chair.

After some time spent in deliberation the committee rose and reported some progress and asked to be discharged from the consideration of said bill, which upon being adopted the committee was accordingly discharged and the bill took its course under the rules.

Reports from standing committees were in order.

Mr Davis from the committee on claims made the following report

Mr President

As Chairman of the committee on Claims I am instructed by a majority of said committee to whom House Bill No 58 entitled an act for the benefit of actual settlers on the tract of land known as the Cherokee reserve in Pope County accompanied by a petition signed by 200 persons citizens of Pope County praying that the right of Preemption be extended to those persons who reside on or cultivate the lands known as the Cherokee Reserve have instructed me to report the same back to the Senate without amendment and recommend its passage.

Davis Chm

Mr Lemoyne was called to the chair

The report under consideration was received and on motion of Mr Ward the bill was read the third time and passed

Mr Corrigan from the Committee on Internal Improvements made the following report

Mr President -

The Committee on Internal Improvements to which was referred House Bill No 84 an act declaring Black fish Bay on a navigable stream and for other purposes have had the same under consideration and have instructed me to report the same back to the Senate and recommend its passage

Corrigan Chairman

Which report was received and on motion of Mr Corrigan the bill was read the third time and passed

Mr Rosson from the Committee on Ways and means made the following report.

Mr President

The Committee on Ways and means to which was referred Senate Bill No 25 an act to abolish certain offices in the State Government of Ark. together with an amendment thereto, adopted by the Senate have considered the same and instructed me to report the same back and as amended to recommend the passage of the same

Rosson Chairman

Which report was received and on his motion the bill was read the third time and passed.

Mr Mecklin from the Committee on Swamp and overflowed lands made the following report

Mr President

The Committee to which was referred House Bill No 40 an act defining the duties of the Auditor in relation to lands of the State have had the same under consideration and have instructed me to report it back to the Senate with the following amendment to the first section and recommend its passage

Amendment,

Provided that non residents

of this State and persons who have preemption Certificates assigned to them shall not be entitled to the benefit of this act.

Robt W Mecklin Chairman

Which report was received and on motion of Mr Bates the bill and amendment was recommitted to the committee on Judiciary.

Mr Clark from the Committee on Education made the following report  
Mr President,

The committee on Education to which was referred House Bill No 27 an act to Consolidate the school funds and unite Townships five and six north of range nine East in Crittenden County in one district have had the same under consideration and have instructed me to report the same back to the Senate and recommend its passage.

Clark Chairman

Which report was received and on his motion the bill was read the third time and passed.

The introduction of bills was in order.

Mr Bates introduced Senate Bill No 29 an act for the relief of the people of Phillips County.  
Read the first time.

On his motion the rules were twice suspended the bill read the second and third times by title and passed.

On motion of Mr Askew the Senate took a recess until 7 o'clock P. M.

At 7 o'clock P. M., the Senate, met.  
Roll called -

Present - Messrs. Askew Belser Carrigan Clark Cunningham Davis Douglas Limoyne Ligon McCreery Mecklin Miller Oates Pennington Rosson Terry Thorne Trimble Ward Wynn and Mr President - 21

On motion of Mr Trimble leave of absence was granted to Mr Dodd.

Mr Terry stated that a dispatch had been received by the Secretary of the Senate from the Secretary of war at Richmond and asked for the reading of the same which was read and is as follows.

S B  
No 29,

November 14<sup>th</sup> 1861  
 By telegraph from Richmond 14 1861  
 To Genl H Kimball  
 Secy

Your dispatch received, I understand that that Genl Johnson has only discharged unarmed troops that have not enlisted for the war. The Government cannot give arms to volunteers for twelve months as long as it has troops offered for the war to a number greater than can now be armed. If Arkansas will imitate her sister states in lending volunteers for the war, the Government will supply them with arms in exact proportion with the other states.

J P Benjamin  
 actg Secy War

Mr Clark offered Senate joint Resolution No 4

S of R  
 No 4

as follows  
 Resolved

By the General assembly of the State of Arkansas that the sum of ten thousand dollars be and the same is hereby appropriated out of any money in the Treasury not otherwise appropriated to purchase arms with which to arm Col Jerry's battalions and William R Miller be and he is hereby authorized to purchase such arms as said battalions may need and it is hereby made the duty of the Military board to audit and pay the amount above appropriated.

Which was read the first time

On motion of Mr Clark the rules were suspended and the resolution read the second time

Mr Semayne offered the following substitute for the resolution

Resolved by the General assembly of the State of Arkansas that the Military Board authorize the purchase of arms and munitions for the regiments Battalions and Companies now being formed in this state for military purposes and that twenty five thousand dollars be appropriated for that purpose out of any money in the Treasury not otherwise appropriated.

Which substitute was read and on motion of Mr Clark adopted in lieu of the original

On motion of Mr. Terry, The substitute resolution was read the third time and adopted  
 Message from the House of Representatives  
 by their clerk

Mr. President-

I am instructed to inform your Honorable body, that the House of Representatives have passed the following House Bills to wit;

No 102 an act for the relief of the volunteers of Arkansas and for other purposes,

No 81 an act to amend the 11<sup>th</sup> section of Chapter 47 of Goulds Digest in relation to Special of the circuit courts of this State

No 93 an act to change section 3 of Chapter 87 of Goulds Digest

No 56 an act to aid the Arkansas institute for the blind approved January 19<sup>th</sup> 1861

No 103 an act to punish any officer or officers for embezzeling the public money or money of the State

No 98 an act to authorize executors administrators and guardians to loan cotton and other produce to the Confederate States

No 106 an act to repeal a part of section 39 Chapter 23, of Goulds Digest

No 107 an act to repeal section 4 of the act approved January 19<sup>th</sup> 1861 to provide for the sale of runaway slaves confined in the penitentiary and to revise section 18 Chapter 162 of Goulds Digest

No 108 an act for the relief of all persons having ditching and levying contracts with the State

No 55 an act to amend section 1 Chapter 49 of Goulds Digest so far as the same relates to the Counties of Bradley and Jefferson

Said 10 Bills are herewith transmitted for the assent of your Honorable Body

House of Representatives have assented to Senate Bill No 19 an act to authorize R. L. Campbell present sheriff of Carroll County to collect the taxes in said County for the year 1861 said Bill is herewith returned

John P. Jones Clerk  
 of House of Reps

Mr Oates on leave made the following report from the Judiciary Committee  
Mr President

The Judiciary Committee H. R. 1001 was referred to as Substitute House Bill 1004 an act conferring on Justices of the Peace exclusive original jurisdiction over certain Murderers have considered the same and have instructed me to report the same back to the senate and recommend its passage.

Oates Chairman

Which report was received and on motion of Mr Oates the bill was read the third time when Mr Carrigan called for the yeas and nays which call being sustained was ordered to the following result,

yeas Messrs Clark Cunningham  
Douglas Lemoyne Sigon McCreery Miller  
Pennington Rosson Thoma Trimble W  
Mr President - 15

Nays Messrs Arken Belser  
Mecklin Terry and Wynn - 6

So the bill passed

Mr Clark from the Committee on Enrollments made the following report.  
Mr President

The Committee on Enrollments have examined an act to authorize Campbell present sheriff of Carroll County to collect the Taxes in said County for 1861 and have instructed me to report the same correctly enrolled

Clark Chairman

On motion of Mr Terry the session adjourned till 9 o'clock tomorrow morning

John Miller  
Secretary

Friday November 15, 1861

The Senate met.

Prayer by the Rev. Mr Wheat.

Roll called.

Present— Messrs Askew, Belser, Carrigan, Clark, Cunningham, Davis, Douglas, Lemoyne, Ligon, McHenry, Muckin, Miller, Oates, Pennington, Rosson, Terry, Thom, Trimble, Ward, Wynn and Mr President—21

On motion of Mr Ligon further leave of absence was granted to Mr Dodd.

~~The~~ On motion of Mr Rosson the reading of the journal was dispensed with for the present.

On motion of Mr Terry the committee appointed to wait upon ~~the Governor~~ a minister of the Gospel to open the session of today with prayer was requested to ask of Rev. Mr Wheat a copy of the prayer this morning delivered by him in the Senate.

Mr Lemoyne asked to be and was excused from serving as said committee.

On motion of Mr Clark House bill N<sup>o</sup> 87 to be entitled An act ~~to make~~ ~~appropriation~~ certain appropriations for the current fiscal year, was taken up and read the first time.

On motion of Mr Clark the rules were suspended and the bill read the second time by title.

Mr Lemoyne offered to amend the bill with an additional item to wit—

Sixth— That one thousand dollars is hereby appropriated to pay salary of clerk of Senate of State.

Which amendment was not adopted.

On motion of Mr Clark the bill was read the third time and passed.

On motion of Mr Thom House bill N<sup>o</sup> 78 to be entitled An act for the benefit of certain volunteer companies of Carroll County was taken up and read the first time.

On his further motion the rules were suspended and the bill read the second time by title and

On motion of Mr Trimble the rules were further suspended the bill read the third time by title and passed.

Reports from standing committees came in order.

Mr Lemoyne from the joint committee on the Penitentiary made the following report:

Mr President,

The joint committee upon the Penitentiary would respectfully report and

an represent that they repaired to the Penitentiary  
 on Thursday, the 11<sup>th</sup> of Nov and upon examination  
 find said institution in a prosperous condition, and  
 that A J Ward the Contractor engaged authorized  
 and required, by an act of the said General Assembly  
 to construct upon said Penitentiary grounds, an  
 additional work shop keepers House additional cells  
 and apartments for female convicts, and for the  
 safe keeping clothing subsistence and humane  
 treatment of the convicts thereof for the term  
 Eight years from the date of said contract have  
 nearly completed said work which we find to  
 be done in a workmanlike and durable manner  
 and of such material as contemplated by said  
 act and, that the yard within the walls of said  
 Penitentiary has been graded and gravelled  
 tending to the cleanliness and health of the convicts  
 and much other valuable work has been done  
 and contracted for and for which Mr Ward  
 claims no compensation all tending to the interest  
 convenience and health of the prisoner we would  
 further represent that he has sunk well 15 feet  
 in diameter and upward of 60 feet in depth  
 to be used as a well or reservoir of water in order  
 to run Machinery for manufacturing purposes  
 Your Committee would represent that the convicts  
 seem to be in a healthy condition and enter  
 upon their duties cheerfully good order prevails  
 and the discipline adopted tends to the interest  
 of the convicts safety the institution all of  
 which clearly evident to your Committee unval-  
 lued ability of the Contractors to manage  
 and control such an institution

Your Committee is informed and take  
 pleasure in stating that the Penitentiary  
 has not been used exclusively for individual  
 interest not that Mr Ward the Contractor has  
 furnished 3000 suits of clothing for the soldiers  
 gratuitously and furnished 8000 pair of shoes  
 and boots 250 wagons 100 sets of waggon  
 and artillery harness 200 tents 600 napack  
 500 Cartridge Boxes Drums and many other  
 articles for the State and Confederate army  
 at reasonable rates and but for the

Blockade would have had his machinery in operation for manufacturing purposes

The Penitentiary under the present system promises to become an institution of great ability to the State and is under the control of a man who will faithfully discharge his duty and at the expiration of his term will be surrendered to the State and prove to be a source of profit. Your Committee having as they believe made full examination of said institution respectfully beg leave to be discharged for the present session

W. W. Lemoyne  
Chor. of Key

Which report was received and on motion of Mr Oates adopted and the Committee accordingly discharged,

Mr Oates from the Judiciary Committee made the following report

Mr President

The Judiciary Committee to which was referred House Bill No 91 an act to provide for the payment of the war tax imposed by act of the Provisional Congress of the Confederate States approved August 19<sup>th</sup> 1861 and for other purposes have had the same under consideration and have instructed me to report the same back to the Senate with the following amendments and as amended to recommend its passage

Amendment 1<sup>st</sup> Strike out the word -Confederacy where it occurs in the 1<sup>st</sup> 2<sup>d</sup> & 3<sup>d</sup> section of the bill and insert in lieu thereof the words "Confederate States of America"

Oates Chairman

Which report was received and on motion of Mr Oates the amendment was adopted and the bill read the third time as amended and passed

Mr Oates further from said committee made the following report:

Mr President

The Judiciary Committee to which was referred House Bill No 46 an act to provide for the issuance of Treasury warrants of small denomination and for ~~other~~ the redemption of Arkansas war bonds, have had the same

under consideration and have instructed me to report the same back to the senate and recommend its ~~passage~~ rejection. Oates Chairman

Which report was received and on motion of Mr Oates adopted and the Bill thereby rejected

Mr Clark on leave offered Senate joint resolution No 5 as follows-

S. J. R.  
No 5

Resolved by the General Assembly of the State of Arkansas that the Governor be and he is hereby authorized and requested to call out the militia of the state to aid Gen McCulloch to repel the threatened invasion of the state or so much thereof as in his judgement will be sufficient for that purpose

Which was read the first time

On motion of Mr <sup>Clark</sup> ~~Clark~~ <sup>(Clark)</sup> the rules were suspended and the resolution read the second time

On motion of Mr Lemoyne the resolution was amended by striking out the word "Authorized and"

On his further motion the resolution was read the third time as amended and adopted

Mr Oates from the judiciary committee made the following report

Mr President

The judiciary committee to which was referred Senate Bill No 7 entitled an act in relation to the examination of the books and papers of the Auditor's office" have had the same under consideration and have instructed me to recommend its rejection. Oates Chairman

Which report was read and on motion of Mr Oates adopted and the Bill thereby rejected

Mr Oates further from said committee made the following report

Mr President

The judiciary committee to which was referred Senate Bill No 10 an act to repeal the Ordinance creating a Military Board for the State of Arkansas" have considered the same and recommend its rejection. Oates Chairman

Which report was received and on his motion adopted and the Bill thereby rejected

Mr Oates further from said committee made the following report-

Mr President

The Judiciary Committee to which was referred House Bill No 12 an act to repeal an ordinance of the State Convention creating a military Board for the State of Arkansas have considered the same and recommended its rejection

Oates Clerk  
Which report was received and on motion of Mr Oates adopted and the Bill thereby rejected

Mr Oates from same committee made the following report.

Mr President

The Judiciary Committee to which was referred House Bill No 45 an act to suspend the application of certain limitations laws during the present war have considered the same and ask leave to report that said Committee are divided equally upon said Bill, and ask to be discharged from its further consideration

Oates Clerk  
Which report was received and on motion of Mr Oates adopted and the Committee accordingly discharged.

Mr Oates from same committee made the following report

Mr President

The Judiciary Committee to which was referred Senate Bill No 5 an act to repeal all laws that prohibit the circulation of of Bank bills of any denomination" together with an amendment thereto ask leave to report the bill back to the Senate and without amendment to recommend its passage

Oates Clerk  
Mr Atkeson moved to strike out the word Bank wherever it occurs and called for the yeas and nays on said motion, which call was sustained and ordered with the following result

Yeas. Messrs Atkeson Carrigan & Davis - 3,  
Nays. Messrs Belser Clark Cunningham  
Douglas Lemoyne Ligon McCreery Meekins  
Mills Oates Pennington Rossom Thorn Troman  
Wynn and Mr President, - 16

so the amendment was lost.

The Bill was then read the third time

when Mr Belser called for the Ayes and Nays on its final Passage which call was sustained and ordered with the following result,

Ayes Messrs Clark Lemoyne Ligon McCreary Mecklin Miller Oates Rosson Thorn Trimble and Wynn - 11

Nays - Messrs - Askeu Belser Corrigan Davies Douglas Pennington and Mr President - 7  
Mr Cunningham asked to be & was excused from voting.  
 So the bill passed.

Mr Clark from the Committee on Enrollments made the following report

Mr President

The Committee on Enrollments have examined Senate Bill No 26 an act to incorporate the Trustees of the Marlbrook Presbyterian Church in Remsted County and have instructed me to report the same correctly enrolled

Clark Clerk

which report was received

Mr Rosson from the Committee on Ways and Means made the following report,

Mr President

The Committee on Ways and Means to which was referred House Bill No 86 an act to facilitate the collection of Revenue have had the same under consideration and have and have instructed me to report the same back to the Senate and recommend its passage

Rosson Chairman

Which report was received and on motion of Mr Oates it was read the third time and passed.

Mr Oates from Judiciary Committee made the following report,

Mr President

The Judiciary Committee to which was referred House Bill No 73 an act to authorize William S Borne of Sebastian County to convey certain lands have considered the same and recommend its ~~passage~~ rejection Oates Clerk

Which report was received and on motion of Mr Oates adopted and the Bill thereby rejected.

Mr Oates from same Committee made the following report

Mr President,

The Judiciary committee have considered Senate Bill No 6 an act amendatory of the revenue law, and have instructed me to recommend its rejection.

Oates Chair  
Which report was received and on motion of Mr Oates ~~the~~ adopted and the bill thereby rejected.

Mr Rosson was called to the chair.

On motion of Mr President House bill No 80 entitled An act in relation to the Marine Hospital at Napoleon in the county of Desha was taken up and read the first time.

On his motion the rules were suspended and the bill read the second time by title.

On his further motion the 2<sup>d</sup> section of the bill was amended by striking out the words "since the secession of ~~the~~ Arkansas"

On motion of Mr Ligon the 2<sup>d</sup> section was further amended by striking out the word "Treasurer" and inserting "Auditor of Public accounts for"

On motion of Mr Davis the rules were suspended and the bill read the third time by title and passed.

On motion of Mr President House bill No 69 to be entitled An act for the relief of Richard C. Thompson late Sheriff and collector of the county of Jefferson was taken up and read the first time.

On his motion the rules were suspended twice the bill read the second and third times by title and passed.

Mr President resumed the chair

On motion of Mr Davis the house took a recess until 7 O'clock P.M.

At 7 O'clock P.M. The Senate met  
Roll called

Present Messrs Askeo, Belser, Cunningham, Carrigan, Davies, Douglas, Lemoyne, McCreery, Mecklin, Miller, Oates, Pennington, Rosson, Thorn, Terry, Trimble, Ward, Wynn and Mr President - 19.

On motion of Mr Oates The vote of Yeas

Senate rejecting House Bill No 46 an act to provide for the issuance of Treasury warrants of small denomination and for the redemption of Arkansas war Bonds was reconsidered.

Mr Oates offered to amend the third section of the bill with the following proviso, ~~Amendment~~.

~~Add to section 3~~ Provided That - the war bonds and Treasury warrants which are issued of less denomination than five Dollars - shall not bear any interest and provided further that - the Treasurer of this State shall not be allowed any compensation for the issuance of any war Bond or Treasury note of a less denomination than ten dollars.

Which was read and on motion of Mr Oates adopted.

On his further motion the second section of the bill was amended by inserting the words "and war Bonds" after the words "Treasury warrants".

The Bill was then read the third time as amended when Mr Rozson called for the yeas and Nays on its passage which call was sustained and ordered with the following result:

Ayes - Messrs Askew, Davis, Douglas, Lemmon, Mcclerny, Mecklin, Miller, Oates, <sup>Pennington</sup> Perry, Thorn, Trimble, Ward and Wynn - 14

Nays - Messrs - Belzer, Carrigan, Cunningham, Rozson and Mr President - 3

so the bill passed.

House Bills on their first reading were ordered up.

House Bill No 30 an act to amend Chapter 81 of Goulds Digest of the Statutes of Arkansas was taken up and read the first time and on motion of Mr Oates rejected.

House Bill No 50 an act for the relief of citizens of this State who own land warrants and for other purposes was taken up and read the first time and on motion of Mr Perry the bill was rejected.

House Bill No 55 an act to amend

section first- Chapter 47 of Boulder Digest - so far as the same relates to the Counties of Bradley and Jefferson was taken up and read the first time and took its course under the rules.

House Bill No 56 an act to amend an act to aid the Arkansas Institute for the Blind approved January 19<sup>th</sup> 1861 was taken up and read the first time.

On motion of Mr Pennington the rules were suspended and the bill read the second time by title.

On motion of Mr McLeary referred to the Committee on Education

House Bill No 58, an act for the relief of Duncan S Morris of Arkansas County was taken up and read the first time.

Mr Rozzon was called to the chair.

On motion of Mr President the rules were twice suspended. The bill read the second and third time by title and passed.

House Bill No 62 an act for the relief of Francis P Redmond of Monroe County Arkansas was taken up and read the first time.

On motion of Mr Bates the rules were twice suspended. The bill read the second and third times by title and passed.

House Bill No 71 an act to pay the expenses of the last illness and funeral of Hon Thomas Rains of Newton County was taken up and read the first time.

On motion of Mr Ward the rules were twice suspended. The bill read the second and third times by title and passed.

House Bill No 81 an act to amend the 11<sup>th</sup> section of Chapter 47 of Boulder Digest in relations to special judges of circuit courts of this State was taken up and read the first time.

On motion of Mr Drimble the rules were suspended and the Bill read the second time by title.

On motion of Mr President it was rejected.

Mr Ligon appeared and asked leave to answer to his name which was granted

House Bill No 85 an act for the relief of the securities of James C Drennan late sheriff of the County of Columbia was taken up and read the first time

On motion of Mr Askew the rules were suspended and the bill read the second time by title

On motion of Mr Davis it was referred to the Committee on Ways and Means

On motion of Mr Bates House Bill No 102 an act for the relief of the volunteers of Arkansas and for other purposes was taken up and read the first time

On motion of Mr Lemoyne the rules were suspended and the bill read the second time by title.

On motion of Mr Bates the rules were further suspended the bill read the third time by title and passed.

House Bill No 93 an act to change Section 3 of Chapter 87 of Bouddes digest was taken up and read the first time.

Mr Terry moved to reject the bill which motion was lost.

On motion of Mr Askew the rules were suspended and the bill read the second time by title

On Motion of Mr Davis the first section was amended by striking out the words "and that the provisions of the bill shall extend to the Counties of Chicot and Ouachita only"

On motion of Mr Davis the rules were suspended the bill read the third time ~~as~~ amended when Mr Lemoyne called for the yeas and nays which call was sustained and ordered with the following result;

Ayes Messrs Askew, Belser, Carrigan, Cunningham, Davis, Ligon, Mecklin, Pennington, Thorn, Trimble, Wayne and Mr President - 12

Nays Messrs Douglas, Lemoyne, McCreary, Miller, Bates, Ross, Terry and Ward - 8

So the bill passed.

House Bill No 94 an act to change the time of holding the Courts in fifth Judicial Circuit of this State was taken up and read the first time

On motion of Mr Cunningham the rules were twice suspended the bill read the second and third times by title and passed.

House Bill No 95 an act to amend an ordinance for the relief of such citizens of the State of Arkansas as may be engaged in the military service of the State of Arkansas or of the Confederate States adopted 23<sup>d</sup> day of May 1861 was taken up and read the first time and took its course under the rules

Mr Miller on leave offered the following resolution

Whereas reliable information is at hand that our border is now invaded by the federal army under Hunter and Fremont. Therefore

Resolved that the Senate adjourn and repair immediately under the command of our Presiding officer to aid Gen McCulloch in the defense of our Country,

Which resolution was read and Mr Miller moved its adoption which motion was lost.

Mr Pennington moved to take up House Resolution proposing an adjournment sine die on Monday next which motion was lost

House Bill No 96 an act concerning suits still pending in the supreme court of the late United States was taken up and read the first time.

On motion of Mr Askeu the rules were twice suspended the bill read the second and third times by title and passed.

On motion of Mr Carrigan the Senate adjourned till 8 1/2 o'clock tomorrow morning

J. W. Sulcher  
President

Saturday November 16, 1861  
The Senate met.

Roll called.

Present— Messrs Askew, Blair, Barrigan, Clark, Cunningham, Daines, Dodd, Douglas, Lemayne, Sigon, McBriney, Meekin, Oates, Pennington, Rossen, Terry, Thom, Trimble, Ward, Wynn and Mr President— 21.

On motion of Mr Barrigan the reading of the journals of yesterday and the day before were dispensed with for the present.

On motion of Mr Douglas the resolution of the House proposing to adjourn <sup>on Monday</sup> ~~on Monday~~ the 18<sup>th</sup> Instant was taken up and read.

After some discussion the vote taking up said resolution was ~~reconsidered~~ on motion of Mr Barrigan reconsidered and the resolution postponed for the present.

Mr Barrigan was called to the Chair.

On motion of Mr President House Bill No 55 an act to amend ~~and act~~ section first Chapter 49 of Koulds digest so far as the same relates to the Counties of Bradley and Jefferson was taken up and read the second time.

On his further motion the rules were suspended the bill read the third time by title and passed.

Reports from standing committees were in order.

Mr Oates from the Judiciary Committee made the following report:

Mr President

The Judiciary Committee to which was referred House Bill No 41 an act to charter the Arkansas Telegraph ~~Company~~ Company, have considered the same and ask leave to report the same back to the Senate and ask to be discharged from its further consideration.

Oates Chairman

Which report was received and on motion of Mr Oates adopted and the committee accordingly discharged.

Mr Sigon offered to amend the bill by striking out "and other points" in 1<sup>st</sup> Section

and by inserting in the 6<sup>th</sup> Section" after the word "Fort Smith and other points in the state of Arkansas provided this charter shall not be construed to extend, to the erection of any telegraph line within the limits of this state along any route where (by charter) other companies have been incorporated and granted a franchise,

Which amendment was read when Mr. Terry called for the yeas and nays on its adoption which call was sustained and ordered with the following result

Yeas - Messrs. Askew Belser, Davis, Sigou McCreery and Mr. President - 6

Nays - Messrs. Carrigan Clark Cunningham Dodd Mecklin Oates Pennington Rossen Terry Thorne Trimble Ward and Wynn - 13.

So the amendment was not adopted

Mr. Davis was called to the Chair.

Mr. President offered to amend the bill as follows

Strike out in Section 1<sup>st</sup> the 12<sup>th</sup> line "and other points in the state of Arkansas" Strike out all in section 6<sup>th</sup> after the word "Fort Smith"

Mr. Oates called for the yeas and nays on the adoption of the amendment which call was sustained and ordered with the following result -

Yeas Messrs. Askew Belser Davis Sigou McCreery Rossen and Mr. President - 7

Nays Messrs. Carrigan Clark Cunningham Dodd Mecklin Oates Pennington Terry Thorne Trimble Ward and Wynn - 12.

So the amendment was not adopted.

On motion of Mr. Oates the bill was read the third time by title.

Mr. Oates called for the yeas and nays on its final passage which call was sustained and ordered with the following result.

Yeas. Messrs. Carrigan Clark Cunningham Dodd Mecklin Oates Pennington Terry Thorne Trimble Ward and Wynn - 12

Nays Messrs. Askew Belser Davis Sigou McCreery Rossen and Mr. President & 7

So the Bill passed

Mr President resumed his seat.

The following message was received from the House of Representatives by the clerk -  
Mr President

I am instructed to inform your Hon Body that the House of Representatives have passed Senate Bill No 26 an act to incorporate the trustees of Marlbrook Presbyterian Church in Hemstead County Ark.

The House have ~~amended~~ passed Senate Bill No 28 an act - providing for the election of a tax collector in Columbia County and as amended have passed the same to said amendment your assent is respectfully asked.

The House have refused to assent to Senate Bill No 2 an act requiring collectors to receive war bonds, Confederate notes and Treasury warrants in County Taxes.

Said three Senate bills are herewith returned.

The House of Representatives have concurred in Senate Amendment to House Bill No 17 an act to repeal the 2<sup>d</sup> section of an Ordinance of the State Convention entitled an ordinance to provide revenue for the State of Arkansas.

The House of Representatives have concurred in Senate amendment to House Bill No 80 relative to the Marine Hospital a Napoleon.

The House have concurred in Senate Joint Resolution to arm regiments battalions and companies now being formed in this State.

The House have adopted Senate Joint Resolution No 5 Requesting Governor to call out the Militia to repel invasion.

Said resolution is herewith returned.

The House have adopted House Joint Resolution No 16 To increase the salary of the Secretary of State.

Said Resolution is herewith transmitted for the concurrence of your Honorable Body which is respectfully asked.

The House of Representatives have passed House Bill No 111 an act to provide for the measurement of certain series and for the first adjustment of a certain claim.

Which is herewith transmitted for the  
assent of your Honorable body, which is respectfully  
asked,  
J. P. Jones Clerk of House.

Mr Oates from the Judiciary made the following  
report.

(Mr President)

The Judiciary Committee to which was  
referred House Bill No 40 an act defining the duties  
of the auditor in relation to lands of the State together  
with an amendment thereto have considered the  
same and have instructed me to recommend  
the rejection of the bill and amendment

Oates Chairman

Which report was received and Mr Oates  
moved its adoption on which motion Mr  
Asker called for the yeas and nays which  
call was sustained and ordered with the following  
result:

Yeas. Messrs Clark Lemoyne Ligon  
McBreary Oates Rozzon Terry Ward Wynn  
and Mr President - 10

Nays Messrs Asker Belser Carreger  
Cunningham Davis Dodd Mecklin Pennington  
Thorn Trimble - 10.

So the motion to adopt was lost, and the  
Bill took its course under the rules.

The following message was received from  
the House of Representatives by the clerk  
Mr President

I am instructed to inform your  
Honorable body that the House of Representatives  
have passed the following House Bills

No 89 an act for the relief of the  
sick wounded and disabled Volunteers of  
Arkansas

No 109 an act for the relief of actual  
settlers on wheel lands in this State

Said two House bills are herewith transmitted  
for the assent of your honorable body, which is respectfully  
asked

The Senate House have passed the  
following Senate Bill

No 29 an act for the relief of the people  
of Phillips County

No 8 an act for the relief of Newton & Love clerk of Clark County and to legalize the acts of his deputies.

Which are herewith returned

The House have assented to Senate amendment to House Bill No 46 an act to provide for the issuance of Treasury warrants of small denomination and the redemption of Arkansas War bonds.

John P Jones clerk  
House of Reps

Mr Rosson from the committee on Ways and means made the following report,  
Mr President

The committee on Ways and means to which was referred House Bill No 85 an act for the relief of the securities of James G Greenman late Sheriff of Columbus County have considered the same and a majority of said committee instruct me to report the same back and recommend its Passage

Rosson Ch —  
Which report was received and on his further motion the bill was read the third time and passed.

Mr Belser from the committee on Agriculture made the following report  
Mr President

The committee to whom was referred House Bill No 15 to be entitled an act to incorporate the Helena District Agricultural Association have had the same under consideration and we leave to report recommending the rejection of the amendment and the passage of the bill

Belser Ch —  
Which report was received and on motion of Mr Oates the adopted and the amendment thereby rejected

On motion of Mr Oates the bill was read the third time and passed.

Mr Clark from the committee on enrollments made the following report  
Mr President —

I have the honor to report that on this day I presented to the Governor of this State for his approval the enrollment of the act entitled an act to authorize R. C. Campbell present Sheriff of Carroll County to collect the taxes in said County for the year 1861

Clark Cunningham

which report was received on motion of Mr. Rossom the Senate took a recess until 2 o'clock P.M.

At 2 o'clock P.M. Senate met.  
Roll called.

Present, Messrs. Askew, Belser, Carrigan, Clark, Cunningham, Davies, Dodd, Douglas, Lemoyne, McCreery, Mecklin, Oates, Pennington, Rossom, Thorne, Trimble, Wynn and Mr. President: 18

On motion of Mr. Lemoyne House Joint Resolution to increase the salary of the Secretary of State was taken up and read the first time

On his motion the rules were suspended and the resolution read the second time

On his further motion the resolution was amended by striking out \$1000 and inserting \$500 in lieu thereof

On the further motion of Mr. Lemoyne the rules were suspended and the resolution read the third time when Mr. Rossom called for the yeas and nays on its adoption which call was sustained and ordered with the following result

Yeas - Messrs. Askew, Belser, Clark, Cunningham, Davies, Dodd, Lemoyne, McCreery, Mecklin, Thorne, Wynn and Mr. President: 12

Nays - Messrs. Carrigan, Douglas, Oates, Pennington, Rossom, Trimble: 6

So the Resolution was adopted, as amended.

On motion of Mr. Askew House Bill No. 40 an act defining the duties of the Auditor in relation to lands of the State was taken up and read the third time

Mr. Askew called for the yeas and nays on its passage which call was sustained and ordered with following result

Yeas - Messrs Askeu Belser Carrigan  
Cunningham Davies Dodd Douglas Mecklin  
Thom & Trimble - 10

Nays - Messrs - Clark McCreary Oates Pennington  
Rosson Wynn and Mr President - 7

So the Bill passed,

Mr Rosson from the Committee on Ways and  
Means made the following report,  
Mr President

The Committee on Ways and Means to which  
was referred House Bill No 21 an act concerning  
Clerk hire of the State Treasurers office and  
for other purposes have instructed me to report  
the same back and ask to be discharged  
from the further consideration of the same  
Rosson Chm

Which report was received and motion  
of Mr Rosson adopted and the committee  
accordingly discharged,

on motion of Mr Belser Senate Bill No 24  
an act to incorporate the Fort Smith Ouachita  
Helena and Cotton Banks of Arkansas the same  
to be located respectively at Fort Smith Camden  
Helena and Pine Bluff was taken up ~~and read~~

On motion of Mr McCreary the names  
S. Cage H. P. Coolidge and Jesse Jackson  
after the word Jacksonport inserted by the  
Committee of the whole was stricken out  
and the names of E. W. Board Thor Huff and  
William Byers inserted in lieu thereof, on

on motion of Mr Lemoyne the names  
of Augustus M. Ward and Jacob L. Rogers  
were inserted in lieu of the names of  
William J. Bourne and J. D. Bostic in the  
first section of the Bill

on motion of Mr Clark the bill was  
read the third time by title and the yeas and  
nays were demanded which being sustained with  
the following result,

Yeas - Messrs Belser Clark Douglas  
Lemoyne Mecklin Pennington Thom and  
Ward - 8

Nays Messrs Askeu Carrigan Cunningham  
Davies Dodd McCreary Oates Rosson Wynn

Wynne and Mr President = 11

So the Bill did not pass

On motion of Mr Carrigan the resolution of the House proposing an adjournment sine die on Monday next was taken up and being read Mr Carrigan moved to concur therein and called for the yeas and nays, which call was sustained and made with the following result =

Yeas - Messrs Carrigan, Clark, Davis, Dodd, Douglas, Lemoyne, Manning, McKim, Pennington, Thom, Trimble, Ward, Wynne & Mr President 14.

Nays - Messrs Askew, Belsor, Cunningham, Oats and Rosson - 5.

So the resolution was concurred in.

On motion of Mr Oats the vote of the Senate passing and amending House bill N<sup>o</sup> 91 entitled An Act to provide for the payment of the war tax imposed by act of the Provisional Congress of the Confederate States, approved August 19 1861 & for other purposes were reconsidered, and the amendments rejected.

On his further motion the bill was read the third time & passed without amendment.

Mr Clark per the committee on Education made the following report -  
Mr President

The committee on Education to which was referred house bill N<sup>o</sup> 56 entitled An act to amend an act to aid the Arkansas Institution for the blind approved June 19 1861 have had the same under consideration and submit me to report it back & recommend passing.  
Clark Chairman

Report received and on motion of Mr Pennington the bill was the third time & passed.

Mr Cunningham has introduced house bill N<sup>o</sup> 30 to be entitled An Act to grant a charter to John H. Ward for the purpose of building a Railroad from Little Rock to Hot Springs in Hot Springs county.

Read the first time

On his motion the rules were suspended the bill read the second time

S B  
N<sup>o</sup> 30

by title and upred to the committee on Internal Improvements.

On motion of Mr Davis House bill N<sup>o</sup> 108 entitled An Act for the relief of all persons having ditching and levelling contracts with the state, was taken up and read the first time.

On his motion the rules were suspended and the bill read the second time, by title.

Mr Rossen moved its referral to the committee on Swamp and Overflowed Lands; which motion was lost.

Mr Davis moved a further postponement of the rules for the third reading of the bill which motion was ~~also lost~~ not entertained.

There being no quorum present the Senate went to a recess until 7 o'clock P.M.

At 7 o'clock P.M. the Senate met.  
Roll called.

Present - Messrs Askew, Belser, Carrigan, Clark, Cunningham, Davis, Dodd, Sigon, McCreary, Oates, Pennington, Rossen, Terry, Thorn, Trimble, Ward, Wyman and Mr President - 18

The question pending being the motion of Mr Davis to suspend the rules for the third reading of House bill N<sup>o</sup> 108. the same was stated.

When Mr Davis withdrew his motion & moved to amend the 1<sup>st</sup> sec of the bill by striking out the words "a fur the restoration of peace", which motion prevailed.

On motion of Mr Davis the bill was then read the third time as amended, <sup>by striking out the words</sup> when Mr Rossen called for its yeas and nays on its passage which call was sustained & ordered into the following result:

Yeas, Messrs Askew Clark Cunningham Davis Dodd Sigon McCreary Oates Pennington Terry Thorn Trimble Ward Wyman and President - 15  
Nays - Messrs Belser Carrigan McKim and Rokow - 4

So the Bill Passed,

On motion of Mr Askew the following amendment of the House to Senate Bill N<sup>o</sup> 23

entitled an act providing for the election of a tax collector in the County of Columbia was concurred in as follows

Sec Be it further enacted that an election shall be held in said County on the first Monday in August 1863 by the qualified voters of said County who shall write on their tickets Collector or no collector and should a majority of the votes polled be for collector this act shall be in force but should a majority vote no collector this act shall be inoperative the election to be governed by existing laws.

Mr Oates from the Judiciary Committee made the following report  
Mr President

The Judiciary Committee to which was referred, House Bill No 37 an act to facilitate the circulation of Arkansas war Bonds and Treasury Warrants, have considered the same and asked leave to report the same back to the Senate and ask to be discharged from its further consideration

Oates Clin

Which report was read and on motion of Mr Oates adopted and the Committee accordingly discharged.

Mr Oates then offered to amend the Bill by inserting the word "interest" after the word "Principal" in 4<sup>th</sup> line of the 5<sup>th</sup> section, which amendment was adopted.

Mr Rosson moved to amend the bill by striking out the word, "until the expiration of two years" wherever they occur, which was lost.

Mr Oates offered to amend the bill further by an additional section, to wit:

Sec That no property sold under this act shall be sold for less than four fifths of its value in gold and silver on the 1<sup>st</sup> day of November A.D. 1860

Which amendment was adopted.

Mr Rosson offered to amend the bill with the following proviso

Provided that the provisions of this act shall apply exclusively to those person in the military service of this State or the Confederate States of America.

Which amendment was lost

Mr Carrigan offered to amend the bill further with an additional section to wit:

Sec Be it further enacted that from and after the passage of this act no writ of execution shall issue upon a judgement or decree now rendered or here after to be rendered in any Court of Record in this State or upon any judgement rendered by any justice of the peace in this State for and during the existence of the war now pending between the United States and the Confederate States and all judgements now rendered or which may here after rendered shall have the same effect by way of a lien as judgements have under existing laws,

which amendment was read and adopted

On motion of Mr Clark the Bill was read the third time as amended, when Mr Askeu called for the yeas and nays on its passage, which call was sustained with the following result

Yeas Messrs Belser Carrigan Clark Cunningham Davis Dodd Ligon McLeskey Micklin Oates Terry Thorn and Wynn - 13

Nays Messrs Askeu Pennington Rossen, Trimble Ward and Mr President - 6

So the Bill passed.

On motion of Mr Pennington House Bill No 24 to exempt certain property from sale and execution was taken up and read the second time.

Mr Trimble moved the indefinite postponement of the bill which motion was lost

Mr Askeu offered to amend the bill by striking out all after the word "head of of ~~the~~<sup>a</sup> family" and insert as follows

All Hogs Cattle sheep Horses and mules belonging to any head of a family shall likewise be exempt from sale under execution.

Mr Pennington moved to lay the amendment on the table which was lost and on motion of Mr Askeu it was adopted.

On motion of Mr Clark the bill was read the third time as amended and passed

The following message was received from the House of Representatives  
Mr President

I am instructed to inform your honorable body that the House have passed the following Senate Bills No 17

No 17 an act to repeal Section 3 of an Ordinance to provide for the relief of families of volunteers in actual service in certain cases

The House have refused to assent to Senate Bill No 18 an act to suspend the collection of debts in the State of Arkansas said two bills are herewith returned

The House have passed House Bill No 31 an act for the relief of such persons as have or may hereafter enter the Confederate service as privates

Which is herewith transmitted for the assent of your honorable body which is respectfully asked,

Jno T Jones Clerk  
House of Reps

On motion of Mr Rosson House Bill No 89 an act for the relief of sick wounded and disabled volunteers of this State was taken up and read the first time and took its course under the rules

Mr Terry on leave introduced Senate Bill No 31 an act to legalize the sale of the 1/4<sup>th</sup> section of in S 4 N R 4 W which was read the first time

On motion of Mr Terry the rules were twice suspended the bill read the second and third times by title and passed,

On motion of Mr Thomas House Bill No 103 an act to punish any officer or officers for the embezzling the public money or moneys of this State, was taken up and read the first time,

On his motion the rules were twice suspended the bill read the second and third times by title and passed,

On motion Mr Trimble House Bill No 109 an act for the relief of actual settlers on wheel lands in this State was taken

S B  
No 31

up and read the first time

On his motion the rules were twice suspended and the bill read the second and third times by title and the question on its passage decided in the negative.

On motion of Mr Wynn House Bill No 98 an act to authorize Executors Administrators and Guardians to loan Cotton and other produce to the Confederate States was taken up and read the first time

On motion of Mr Asker the bill was rejected

Mr Carrigan on leave introduced Senate Bill No 32 an act to establish the County of Red River.

S. B.  
No 32

Read the first time

On his motion the rules were suspended and the bill read the second time by title

On his further motion the blank in Sec was filled with the words on the second Mondays after holding the Court in Hempstead

On his further motion the Bill was read the third time and passed

On motion of Mr Clark leave of absence was granted Thomas D Berry Door Keeper of the Senate for the remainder of the session.

Mr Belser called up House Bill No 107 an act repeal section 4 of the act approved January 19<sup>th</sup> 1861 to provide for the sale of runaway slaves confined in the Penitentiary and to revise Section 18 of Chapter 162 of Goulds Digest which was read the first time.

On motion of Mr Davis the Bill was rejected.

Mr Carrigan from the Committee on Internal Improvements made the following report Mr President

The Committee on Internal Improvements have considered Senate Bill No 30 to be entitled an act to grant a charter to John H Ward for the purpose of building a railroad from Little

Rock to Hot Springs which was referred to them  
and have instructed me to report the same  
back with an annexed amendment and recommend  
its passage  
Carrigan Chair  
Amendment

Provided further that nothing  
herein shall be so construed as to give the said  
J H Ward any right whatever to select any  
portion of the sections around Hot Springs  
heretofore reserved to the United States now  
the property of the Confederate States.

Which amendment was adopted.

Mr Cunningham moved a suspension of  
the rules for the third reading of the bill which  
motion was lost - and the bill took its course

Message from the House of Representatives  
by the Clerk

Mr President

I am instructed to inform your honorable body  
that the House of Representatives, have passed house  
bill No. 82 entitled An act to grant a charter to M. A.  
Gaster to build a turnpike or plank road.

And House bill No. 32 entitled an act for the relief  
of persons having certain lands under the late United  
States Government also the same lands from the state of Arkansas.

Which are herewith transmitted for the assent  
of your honorable body which is respectfully asked.

The House have passed Senate bill No. 18  
entitled An act to suspend the advertisement and  
sale of lands for taxes belonging to alien owners  
in the state of Arkansas and to protect the interests  
of the state in the payment of said taxes.

Which is herewith returned.

Yours &c

Clerk of House

Mr Clark on leave introduced Senate bill  
No. 33 to be entitled An act to amend the charter  
of the city of Fort Smith.

Read the first time.

On motion of Mr Clark the rules were  
twice suspended the bill read the second  
and third times by title and passed.

On motion of Mr Wilson House bill No. 32  
entitled an act for the relief of persons having

S. B.  
No. 33

ceded lands under the late United States Government and also the same lands from the state of Arkansas was taken up and was the first time.

On motion of Mr Askeu the rules were twice suspended the bill read the second and third times by title and the question having been stated on its passage was decided in the negative.

Mr Ferry moved to adjourn until 8 1/2 o'clock to-morrow (Sunday) morning; which motion was lost.

On motion of Mr Belser the Senate adjourns until Monday Morning 8 o'clock.

John Fletcher  
President

Monday Nov 18<sup>th</sup> A.D. 1861

Senate met

Roll called

Present- Messrs, Askeu Belser Carrigan Clark Cunningham Davis Dodd Douglas Gray Ligon McCreery Oates Pennington Popow Thorne Tomble, Ward Wagon and Winsteads- 19

On motion of Mr Oates the reading of the Journal was dispensed with for the present.

The following message was received from the House of Representatives by their clerk  
(Mr President

I am instructed to inform your honorable body that the House of Representatives have concurred in Senate amendment to House joint Resolution N<sup>o</sup> 16 relative to increasing the salary of the Secretary of state.

The House of Representatives have refused to concur in one of the amendments to House Bill N<sup>o</sup> 57 an act to facilitate the circulation of Arkansas War Bonds and Treasury warrants.

The House have passed House Bill N<sup>o</sup> 6 an act to amend and prescribing the duties of collectors of revenue which is herewith transmitted for the assent of your honorable body which is respectfully asked.

John P. Jones clerk  
of House of Representatives

On motion of Mr Oates the Senate insist upon its last amendment to House bill N<sup>o</sup> 57 entitled an act to facilitate the circulation of Arkansas war

bonds and Treasury warrants.

On his further motion a committee of conference was requested on said amendment and

Thereupon Messrs Oats, Rosen and Davis were appointed such committee on the part of the Senate.

On motion of Mr. Clark the Senate reconsidered the rejection of House bill N<sup>o</sup>. 107 entitled An act to repeal section 4 of the act approved January 19-1861 to provide for the sale of runaway slaves confined in the Penitentiary and to revive section 18 of chapter 102 of General Digest; which was read the second time.

On his motion the rules were suspended, the bill read the second time by title and passed.

The calling of the roll was ordered for the purpose of giving each Senator an opportunity to call up any bill.

Mr. Davis called up House bill N<sup>o</sup>. 31 entitled an act for the relief of all citizens of this state who have or may hereafter enter the service of the Confederate states as private soldiers; which was read the first time.

On his motion the rules were suspended and the bill read the second time by title, and

On motion of Mr. Clark referred to the committee on Ways and Means

The following message was received from the House of Representatives

Mr President-

I am instructed to inform your honorable body that the House of Representatives have assented to Senate Bill proposition of the Senate in regard to a committee of conference relative to the amendment of House Bill N<sup>o</sup>. 37 said committee on the part of the House consists of Messrs Smith Jett Yell Tucker & Thom

John F. Jones Clerk  
of the House of Reps.

Mr. Dodd called up House Bill N<sup>o</sup>. 6 entitled an act to amend an act prescribing the duties of collectors of revenue, which was read the first time

On his motion the rules were suspended and the bill read the second time by title

On motion of Mr. Belser the rules were further suspended the bill read the third time by title and passed

On motion of Mr Carrigan the Senate reconsidered the passage of House Bill No 40 Entitled an act to prescribe the duties of the Auditor in relation to lands in this State, and

Thereupon on his further motion said Bill was rejected,

Mr Sigon called up House Bill No 111 Entitled an act to provide for the measurement of certain lands and for the final adjustment of a certain claim which was read the first time.

On his motion the rules were twice suspended the Bill read the second and third times by title and passed.

Mr McCreary called up House Bill No 82 Entitled an act to grant W A Easter a charter to make a turnpike or plank road, which was read the first time and took its course under the rules.

Mr Thorn called up House Bill No 114 Entitled an act supplemental to an act passed at the present session of the General Assembly Entitled an act to repeal the second section of an ordinance to provide Revenue for the State of Arkansas and Supplemental to an act also passed at the present Session entitled an act to Repeal an ordinance to Authorize the levy of a tax for Military and other purposes", which was read the first time.

On his motion the rules were suspended and the Bill read the second time by title, and took its course under the rules.

Message from the House of Representatives by their clerk.

Mr President.

I am instructed to inform your honorable body that the House of Representatives have passed the following private bills viz:

No 32 an act to authorize the people Lafayette to form a new county

No 31 an act to legalize the sale of the 16<sup>th</sup> Section T 4 R 4 W

No 27 an act consolidate the school funds of and within Township five north of Range nine east in Crittenden and Township 6 North of Range 9 east in Crittenden county

in one school district -

all of which are herewith returned.

The House have passed House Bill No 114 Entitled an act supplemental to an act passed at its present session of the General Assembly entitled an act to repeal the second section of an ordinance to provide revenue for the state of Arkansas and supplemental to an act also passed at its present session entitled an act to repeal an ordinance to authorize the levy of a tax for military and other purposes.

Which is herewith transmitted for the assent of your honorable body which is respectfully asked.

The House have also passed Senate Bill No. 3 entitled An act for the benefit of special judges and prosecuting attorneys.

Which is also returned.

John P. Jones Clerk

Mr Trimble called up House bill No. 95 entitled an act to amend an ordinance for the relief of such citizens of the state of Arkansas as may be engaged in the military service of the state of Arkansas or of the Confederate States, adopted 28<sup>th</sup> day of May A.D. 1861 which was read the second time and with its concurrence the rules.

Mr Ward called up House bill No. 48 entitled an act to increase the pay of association justices of the county court of Scott county, which was read the third time and passed.

The following message was received from the Governor:

Mr President -

I am instructed by the Governor to inform your honorable body that on the 16th November 1861 he approved and signed the following acts -

An act providing for the election of a Tax-Collector in the county of Columbia

An act in relation to the Marine Hospital at Napoleon Desha county.

An act to incorporate the trustees of the Presbyterian Church at Maestrock; Hempstead County Ark.

An act to authorize R. L. Campbell present

Sheriff of Carroll County to collect the Taxes in said County for the year 1860

Senate joint Resolution requiring the Military Board to, authorize the Purchase of arms ~~arms~~ and Munitions for the regiments Battalion and Companies now being formed in this State for Military ~~services~~ purposes and appropriating twenty five thousand dollars for that Purpose

Senate joint Resolution requesting the Governor to call out the Militia of the State to aid Gen McColloch to repel the threatened invasion of of the State &c

An act for the relief of the people of Phillips County

An act for the relief of Newton & Love Clerk of Clark County and to legalize the acts of his Deputies; and

~~and~~ on the 18<sup>th</sup> of November 1861 an act to suspend the advertisement and sale of lands for Taxes belonging to alien enemies in the State of Arkansas and to protect the interest of the State in payment of said Taxes

Nov 18<sup>th</sup> 1861,

W. McMatheny  
Private Secretary

~~Mr Trimble called up House Bill No 40~~

Mr Wynn at the request of Mr Askeu moved to reconsider the vote respecting House Bill No 40 to prescribe the duties of the Auditor in relation to lands of the State,

Mr Askeu called for the yeas and nays on said motion to reconsider which call was sustained and ordered with the following result:

Yeas - Messrs Askeu, Davis, Dodd, Douglas, Gray and Thum - 6.

Nays - Messrs Bilsen, Canigaw, Clark, Birmingham, Ligon, Oates, Pennington, Rossan, Trimble, Ward, Wynn and Mr President - 12.  
So the motion failed.

Mr President offered Senate joint Resolution No 6 to wit: -

Resolved by the General Assembly of the State of Arkansas, That the Auditor of Public Accounts is hereby authorized and required to <sup>unphily</sup> ~~appoint~~ competent account to protect the interest of the state in the title to the Hot Springs.

S. J. R.  
No 6

Which resolution was read the first time.

On motion of Mr Trimble the resolution was read the second and third times and adopted.

Message from the House of representatives by the clerk =

Mr President

I am instructed to inform your honorable body that the House of Representatives have amended and passed Senate bill N<sup>o</sup> 25 entitled An Act to abolish certain officers in the Government of the state of Arkansas.

Said bill is herewith returned with the amendment attached thereto for the concurrence of your honorable body which is respectfully asked.

Ans P. J. Clark,  
House of Representatives

On motion of Mr Rossen the amendment of the House to Senate bill N<sup>o</sup> 25 entitled An Act to abolish certain officers in the state Government of Arkansas, striking out the 4th section thereof was taken up ~~and considered by the Senate.~~

~~Mr Fay asked and obtained leave of absence for an hour and read~~

Mr Rossen moved to concur in said amendment in which motion Mr Astor called for the yeas and nays which call was sustained and voted with this result =

Yeas - Messrs <sup>Clark</sup> ~~Carrigan~~ Cunningham  
Ligon Oates Pennington Rossen Thorn Trimble Ward  
Wynn and Mr President - 11

Nays - Messrs Askew Belser Carrigan Davies  
Judd Douglas Gray & McCreary - 8

So the amendment was concurred in,

Mr Belser called up Senate Bill N<sup>o</sup> 30 an act to grant a charter to John H Ward for the purpose of building a Rail Road from Little Rock to Hot Springs in Hot Springs County which was read the second time

Mr Belser offered to amend the bill as follows,

Sec 7 Be it further enacted That when the public lands in Arkansas now

pledged for the redemption of the war bonds proves inadequate for that end then and in that event the sections herein granted and also the Rail Road here contemplated to be constructed thereby shall revert to the State of Arkansas and be disposed of and applied to the redemption of the then unredeemed war Bonds

Which amendment was read and on motion of Mr. Asken adopted

The Oates moved the indefinite postponement of the Bill on which motion Mr. Belder called for the yeas and nays.

Sustained and ordered with the following result

Yeas - Messrs Davis Dodd Gray Ligon McGreevy Oates Rosson Thom Trimble and Mr President  
- 10

Nays - Messrs - Asken Belder Carrigan Clark Cunningham Pennington Ward and Wynn - 8  
So the Bill was indefinitely postponed

Mr. Rosson moved to strike out all that portion of the Bill that gives said Ward full discretion as to the mode and manner of building said Road and require said Ward to construct a first class Rail Road out of wood. Which motion was lost.

Message from the House of Representatives by the Clerk,  
Mr President

I am instructed to inform your Honorable Body that the House of Representatives have concurred in the Substitute for Senate amendment recommended by the Committee of Conference to House Bill No 57 Relative to

Arkansas war Bonds and Treasury warrants

said Bill and amendments are herewith returned for the further consideration of your Honorable Body

The House have passed House Bill No 113 entitled an act to compel the residence of some white persons on plantations on which there are slaves

John P. Gools clerk  
of House of Reps

Mr Oates from the Committee ~~and~~ of Conference to whom was referred House Bill No. 37 Entitled an act facilitating the Circulation of Arkansas War Bonds and Treasury warrants with the amendment Thereto moved that the Senate recede from said amendment and adopt the following which we had been instructed by the Committee to report:-

Sec. 7. Be it further enacted, that no execution or order of sale shall issue upon any judgment or decree, now or hereafter to be rendered by Judges of the circuit, chancery, or probate courts of this State, or justices of the peace for the period of twelve months, from and after the passage of this act, and that no sales of any property shall be made by any Sheriff, coroner, trustee, constable, or other person, under or by virtue of any execution, decreed order, writ of attachment, or other process or power of sale, under mortgages or deeds of trust, except by consent of parties, issued by any of the chancery, circuit or probate courts, or justices of the peace of this State, for the period of twelve months, unless the plaintiff or some other person for him, shall at the time of applying for such writ of execution or order of sale, make and file an affidavit that the property of the defendant is about to be removed beyond the limits of this State, and the plaintiff, in great danger thereby of losing his debt; the truth of which affidavit may be tried by a jury when demanded by the defendant or some person for him, before the tribunal to which such execution or order of sale may be made returnable, and all executions and orders of sale now in the hands of any officer or other person, shall be forthwith returned without the execution thereof, to the court from whence it was issued.

Sec. 8. Be it further enacted, That any and all defendants, their agents or attorneys, shall have the right to continue, for the period of twelve months after the passage of this act, on his or her motion, without affidavit or other cause shown, all civil or common law suit or suits in chancery, where the decree shall be for money, now pending in any of the circuit or chancery courts of this State, or hereafter to be commenced in said courts, as well as all actions, now or hereafter to be commenced, before any justice of the peace of this State; Provided, that nothing in this act shall be so construed as to prevent the issuance and levying of any writ of attachment as now provided by law; Provided further, That all defendants in attachment, on motion to dissolve the same, shall have the right to put in issue, the truth of the affidavit upon which any such writ of attachment may hereafter issue from any of the circuit courts or justices of the peace of this State; and that all judgments in the circuit courts shall be a lien upon property as now provided by existing law; Provided further, That any judgment debtor shall have the right, at his or her own election, to have execution issued against him or her, on any judgment now or hereafter to be rendered against him or her, in any of the circuit courts or by any justice of the peace of this State, for the purpose of surrendering in execution war bonds, treasury warrants or treasury notes of this State or Confederate States, bonds or Treasury notes, in satisfaction of said judgment upon which the same may issue; and if the said judgment creditor shall refuse to accept from the officer having said execution, said war bonds, treasury warrants or treasury notes of this State, or the confederate bonds, and treasury notes of the Confederate States, so surrendered by the judgment debtor at their par value, including interest, due thereon at the time of such surrender, then the said war bonds, treasury warrants, treasury notes, confederate bonds or confederate treasury notes, shall be returned by said officer to the said judgment debtor, and the said officer having said execution, shall return the same to the proper officer, and the said judgment creditor shall have no further execution or process against said judgment debtor, for the period of twelve months after the restoration of peace between the Confederate States and the United States of America.

which amendment was adopted and concurred in by the Senate.

Mr Davis made the following report  
Mr President

The committee to which was referred House Joint Resolution No 12 making an appropriation to pay James H Reed \$165 for the arrest of A J Barker have considered the same and a majority of said committee have instructed me to report the same back to the Senate and recommend its adoption

Which report was received and on motion of Mr Clark the Resolution was read the third time and adopted

On motion of Mr Carrigan House Bill No 113 entitled an act to compel the residence of some white person on plantations on which there are slaves which was read the first time

On motion of Mr Carrigan the rules were twice suspended the bill read the second third times by title and passed

On motion of Mr Oates the Senate took a recess until 2 1/2 o'clock P.M.

At 2 1/2 o'clock P.M. the Senate met

On motion of Mr Oates the calling of the roll was dispensed with,

On motion of Mr Rossow House Bill No 114 entitled an act supplemental to an act passed at the present session of the General Assembly entitled an act to repeal the second section of an ordinance to provide revenue for the state of Arkansas and supplementary to an act also passed at the present session entitled an act to repeal an ordinance to authorize the levy of a tax for military & other purposes was taken up and read the second time

Mr Oates moved to suspend the rules for the third reading to which Mr Askew objected and moved a call of the <sup>Senate</sup> House which latter motion was lost.

The motion to suspend the rules was then stated from the Chair when Mr Askew called for a division thereon and the motion was lost - two thirds of a yeas.

not voting in the affirmative

The following message was received from the House by the clerk

Mr President

I am instructed to inform your honorable body that the House of Representatives have passed Senate Bill

No 33 Entitled an act to amend the Charter of the city of Fort Smith ~~which~~ which is herewith returned

The House have passed House Bill No 104 Entitled an act to prevent taxation or expending of the Internal Improvements fund to build telegraph lines

which is herewith transmitted for the assent which is respectfully asked

The House have concurred in Senate amendment to House Bill No 93 entitled an act to change section three Chapter 87 of Goulds digest

also have concurred in the amendment of the Senate to House Bill No 108 Entitled an act for the relief of all persons having ditching and levying contracts with the State

The House have passed Senate Bill No 5 Entitled an act to repeal all state laws that prohibit circulation of bank bills of any denomination

which is also returned

John P. Jones clerk

of House Reps

message from House by the clerk

Mr President

I am instructed to inform your honorable body that the House of Representatives have passed House Bill No 115 Entitled an act to repeal an ordinance of the late State Convention

The House have passed House bill No 116 Entitled an act for the relief of certain citizens of this State

said two bills are herewith transmitted for the assent of your honorable body which is respectfully asked

John P. Jones  
Clerk of House

Mr Clark from the Committee on enroll-  
ments made the following report  
Mr President

The Committee on enrollments have  
examined the enrollment of Senate Bill No. 17.

Senate Bill No 3

" " " 5-

" " " 18

" " " 25-

" " " 27

" " " 31

" " " 33

and instruct me to report that the same  
correctly enrolled

I have the honor to report that said  
Bills were this day presented to the Governor for  
his action thereon

Clark Chairman

on motion of Mr Bates the Senate took a recess  
till 5 o'clock P.M.

At 5 o'clock P.M. the Senate met and  
on motion of Mr May took a further recess  
till 7 o'clock P.M.

At 7 o'clock P.M. the Senate met  
on motion of Mr Bates the calling  
of the roll was dispensed with

Message from the House of Representatives  
by the clerk.

Mr President

I am instructed to inform your honor-  
able body that the House of Representatives have  
adopted a Resolution relative to appointing a  
Committee to act with connection with a similar  
Committee on the part of the Senate to wait on  
the Governor and inform him that the General  
Assembly will adjourn some day this night  
and to ask respectfully if he has any further  
communication to make to them.

The Committee on the part  
of the House consist of Messrs Duval  
Hudson of Jefferson and Coulter

John P Jones  
Clerk of House

The following message was received from the Governor

Mr. President

I am instructed by the Governor to inform your honorable body that on the 18<sup>th</sup> of November 1861 he approved and signed the following acts

An act to amend the Charter of the City of Fort-Smith

An act to repeal all state laws that prohibit the circulation of bank Bills of any denomination

An act to legalize the <sup>sale</sup> State of the 16 section in T. 4 N of R 4 W

An act to abolish certain officers in the State Government of Arkansas

An act to consolidate the school funds of and unite T. 3 of R 9 E and Q. 1 of 9 E in Crittenden County in one school district

An act to establish the County of Red River

Nov 18<sup>th</sup> 1861

W. M. Matheny  
Treas. Secy

On motion of Mr. Bates the <sup>vote</sup> rejecting House Bill No 32 Entitled an act for the relief of persons who entered lands belonging to the Government of the United States and also the same land from the State of Arkansas was reconsidered and the Secretary instructed to request the return of the same from the House of Representatives

Message from the House of Representatives by their Clerk

Mr. President

I am instructed to inform your honorable body House Bill No 32 an act for the relief of persons who entered lands belonging to the Government of the United States and also the same land from the State of Arkansas which is herewith returned

J. D. Jones Clerk  
House of Reps

On motion of Mr. Bates the Bill just returned from the House of Representatives was read the third time and passed

On motion of Mr Oates House bill N<sup>o</sup> 114  
 entitled an act supplementary to an act passed at the present session of  
 the General Assembly entitled an act to repeal the 2<sup>d</sup> section of an ordinance to provide revenue  
 for the State of Arkansas & supplementary to an act also passed at the present  
 session entitled an act to repeal an ordinance to authorize the  
 levy of a tax for military and other purposes  
 was taken up and read the third time & passed by  
 suspending of the rules.

On motion of Mr Oates House bill N<sup>o</sup> 49  
 entitled an act for the relief of the people of the  
 state of Arkansas was taken up and read the  
 second time.

On his further motion the rules were suspended  
 and the bill read the third time by title & passed.

On motion of Mr Oates House bill N<sup>o</sup> 89  
 entitled an act for the relief of wounded volunteers  
 was taken up and read the second time.

On his further motion the rules were suspended  
 the bill read the third time by title and passed.

On motion of Mr Rossen the resolution of the  
 house for a joint committee to wait upon  
 the Governor and inform him that the two  
 houses would adjourn this night since die was  
 taken up and concurred in by the Senate.

Messrs Rossen Oates and Hyman were ap-  
 pointed such committee on the part of the  
 Senate.

On motion of Mr Ward House bill for the  
 relief of certain citizens of this state was taken  
 up and read the first time.

On his further motion the rules were then  
 suspended the bill read the second and third  
 times by title and passed.

Mr Rossen offered the following resolution

Resolved That the thanks of this body  
 be and the same are hereby tendered to  
 Hon<sup>ble</sup> Thos<sup>o</sup> H. H. for the able dignified &  
 impartial manner in which he has  
 presided over the deliberations of this body  
 during the present session of this General  
 Assembly.

Read and unanimously adopted

Mr Trumble offered the following  
 resolution

Resolved that the thanks of the Senate are hereby tendered Arthur Kimball, Principal Secretary, William H. Ross Assistant Secretary and John H. Woodward Enrolling Secretary of the Senate for the prompt and efficient manner with which they have discharged their duties.

Read and unanimously adopted  
On motion of Mr Askin the Senate took a recess until 9 o'clock, P M

At 9 o'clock P M, Senate met.

Mr Trimble offers the following resolution:

Resolved that the Secretary of State be requested to furnish for publication in the True Democrat all laws of a general character passed at this session of the General assembly; which was read and on motion of Mr Rossan adopted

Mr Rossan made the following report:

Mr President— The joint committee appointed to wait upon his Excellency the Governor and inform him that the two houses of the General Assembly have completed the business of the session have performed that duty & are here to report that His Excellency will make a communication to both Houses at 10 o'clock tonight.

Rossan chairman

Message from the Governor:

Mr President— The honorable committee appointed by the Senate having announced that that body has transacted all business deemed necessary at the present session and is ready to conclude its sitting I beg leave in response to offer to the Senate of Arkansas my most profound thanks for the prompt and patriotic manner in which it assembled at the Capitol in response to my proclamation exhorting them and most congratulate your constituency in being so ably represented and for the harmony and good feeling that has characterized your deliberations eschewing parties and partyanships looking alone to the good of the people the protection of their rights and the recognition of their liberties. May our independence be won, our sword turned into plough share and the South once more be seen to blossom as the rose the land of unalloyed freedom and equal right, I know of no reason why the Senate may not now adjourn peace done.

Henry M. Rector

Message from the House of Representatives:

Mr President— I am instructed to inform your honorable body that the House of Representatives have finished their business for the

present session and are now ready to adjourn sine die.

Mr Pines Club of House.

On motion of Mr Rossan the Senate was directed to inform the House that the Senate have finished their business and are now ready to adjourn sine die.

Mr President Fletcher then addressed the Senate as follows:—  
Senators—

It is my privilege, before adjourning this body, to return to you my sincere thanks for the very complimentary resolution which you have, this evening, adopted concerning myself. Whilst I have been looking forward with anxiety to the hour of adjournment, that I might again mingle around the fireside of my home, in the full enjoyment of the pleasures of the domestic circle, I must confess, as the closing scene of our labors, for even this brief session, approaches, my heart is filled with the saddest emotions. I must now sever the relations that have so long bound me to the old members of this body, those from whom I have received all the aid and support that a presiding officer ought to expect from any legislative body over which it might be his fortune to preside, and for which you have my sincere and heartfelt gratitude.

Senators, we are about to interchange the friendly but sad farewell salutations, which to many of us may be our last on earth. As for myself I have no desire again to appear in the Senate, preferring the retirement of private life, but if my generous and confiding constituency demand my services in the defence of our country to assist in repelling the invasion of a malignant and vindictive foe, patriotism will demand every sacrifice, even life itself. If I have accomplished nothing for the good of my immediate constituents, and should receive their frowns, I know the proud consciousness that I have endeavored faithfully and impartially to discharge the delicate and responsible duties of this office I have held for three sessions, and shall ever cherish in my heart the fondest recollections of kindness and partiality towards the members of this Senate.

Our work as legislators is done, and considering the embarrassments by which we have been surrounded, I think it is creditable, and will redound to the interest of those we represent. In my section of the State the question of taxation at this time is an important one, and we have done all in our power to relieve our people in this respect.

Our brave soldiers who are battling for the rights we hold dear have not been forgotten or neglected in our legislative deliberations and enactments. We have elected two able Senators to represent us in the Confederate Congress. But, Senators, we are not responsible to each other for our official conduct; how well each of us has remembered and performed his duty is not to be determined here.

We must now part. God grant that you may have continued good health to return in safety and honor to your homes, to be welcomed with the smiling approvals of your constituents, and receive the tender embraces of wife and children in your own peaceful dwellings.

Our session is closed, another parting has come, and I pronounce this Senate adjourned: Sine die.

J. P. Fletcher  
President of Senate

President Fletcher addressed the Senate as follows:

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